

MARICOPA COUNTY CLERK OF SUPERIOR COURT

W-1, W-2, W-3 and W-4 (Consolidated)

In re the General Adjudication of All Rights to Use Water in the Gila River System and Source

Doc. No	File Date	Document Description
2868	01-22-2001	INTERLOCUTORY REVIEW MANDATE ISSUE NO. 2 <u>SUMMARY:</u> The above causes were presented in your Court and were Brought before the Supreme Court of the State of Arizona for review in the manner prescribed by this Court's Special Procedural Order Providing for Interlocutory Appeals and certifications of September 26, 1989. This Court rendered its Opinion and caused the same to be filed on the 22 nd day of January 2001. Motions for reconsideration were filed on October 10, 2000. The motions for reconsideration were denied on December 19, 2000. Now, THEREFORE, YOU ARE COMMANDED that such proceedings be held in said causes as shall be required to comply with the Opinion of this Court, a copy of the Opinion being attached to this original mandate. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 36
2869	01-26-2001	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a Notice of Filing of the Arizona General Stream Adjudication Bulletin, April – July and August – December 2000, issues. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 25

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Doc. No	File Date	Document Description
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2870	02-12-2001	MINUTE ENTRY
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SUMMARY: February 12, 2001, minute entry from the Honorable Eddward Ballinger, Jr. This minute entry addresses the issue of whether there was impediment overlooked by the parties although the Arizona Supreme Court ordered this assignment after permitting the numerous parties involved to voice objections or perceived conflicts.

CLAIMANT NO: Not Applicable

PAGES: 3

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2871	03-13-2001	MINUTE ENTRY <u>SUMMARY:</u> The order of appointment and reference is filed, nunc pro tunc, appointing George A. Schade, Jr., to be the Special Master for this adjudication. A status conference is scheduled for Tuesday, April 3, 2001, at 2:00 p.m. in Courtroom 513. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 5
2872	03-15-2001	APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> Paloma Ranch Investment, Inc. respectfully submits this Application for the Court's Order permitting the law firm of Moyes Storey to substitute as its counsel of record in the above-captioned proceedings in the place of Meyer, Hendricks & Bivens. <u>CLAIMANT NO:</u> 38-L8-35445 et al <u>PAGES:</u> 3
2873	03-26-2001	ORDER APPROVING NEW AND UPDATED FORMS <u>SUMMARY:</u> Order signed March 16, 2001 approving and settling new and updated forms in reference to Arizona Department of Water Resources' Third Progress Report Concerning the Mailing List of Claimants, and Renewed Request for Court Approval of New and Updated Forms dated December 26, 2000. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
2874	03-27-2001	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED approving and settling new and updated forms all in accordance with the Formal Written Order Approving New and Updated Forms signed by the Court March 16, 2001 and filed by the Clerk on March 26, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
2875	03-29-2001	NOTICE OF GILA RIVER ADJUDICATION STEERING COMMITTEE MEETING <u>SUMMARY:</u> Notice that there will be a meeting of the Gila River Adjudication Steering Committee on April 2, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2
2876	03-30-2001	REPORT RE STATUS OF NEGOTIATIONS TO RESOLVE CERTAIN WATER RIGHTS ISSUES IN THE SANTA CRUZ ACTIVE MANAGEMENT AREA <u>SUMMARY:</u> Status report on negotiations to resolve certain water rights issues in the Santa Cruz Active Management Area. <u>CLAIMANT NO:</u> Inscription Canyon Ranch: 39-73561 to 39-73561 and numerous others; Rio Rico Properties, Inc.: 39-77744 to 39-77761 and numerous others; Rio Rico Utilities, Inc.: 39-76107, 39-77762 and 39-79621 to 39-79625; other statement of claimants are on file for other parties <u>PAGES:</u> 7

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Doc. No	File Date	Document Description
2877	04-17-2001	MINUTE ENTRY <u>SUMMARY:</u> Minute Entry for Status Conference of April 3, 2001. Report from the Steering Committee: ORDERED that notices of Steering Committee meetings and copies of minutes be sent to representatives of each entity appearing on the Court approved mailing list. Report from Arizona Department of Water Resources: ADWR reported status of mailing list being prepared for claimants, list of GRIC allottees, and announced that GRIC hydrographic survey report should be finalized by end of calendar year. Report Concerning Settlement Prospects: settlement prospects in Lower Gila were discussed. W1-206: re several motions for summary judgment filed on March 8, 2001, ORDERED that responses are due on June 1, 2001 and replies due on July 2, 2001. Re City of Safford's Motion to strike GRIC's motion for summary judgment, ORDERED that responses are due on June 1, 2001 and replies due on July 2, 2001. Special Master Thorson's De Minimis Report: ORDERED setting oral argument on September 27, 2001. FURTHER ORDERED that supplemental brief shall be filed in advance of oral argument, no later than September 6, 2001. Special Master Thorson's June 30, 2000 Report on Preclusive Effect of Globe Equity No. 59 Decree: ORDERED setting oral argument on November 27, 2001. Special Master Thorson's December 28, 2000 Report on Preclusive Effect of Other Agreements and Decrees: ORDERED setting oral argument on November 27, 2001. Fort Huachuca, W1-11-605: ORDERED setting scheduling conference for May 21, 2001, 1:30 p.m. in Conference Room 230, Arizona State Courts Building, 1501 West Washington, Phoenix, Arizona. Special Master George A. Schade, Jr. addresses all present. List of GRIC allottees held by ADWR: ORDERED that ADWR not release information contained in the list of allottees provided by GRIC without an order from the Court. ORDERED granting Motion permitting law firm of Moyes Storey to substitute as counsel of record for Paloma Ranch Investments. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 7

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Doc. No	File Date	Document Description
2878	05-18-2001	CITY OF PHOENIX' COMMENTS ON ADWR'S SETTLEMENT ACTIVITIES <u>SUMMARY:</u> The City of Phoenix files its comments on the participation by the Arizona Department of Water Resources in settlement discussions. <u>CLAIMANT NO:</u> 39-07-7927; 39-05-50153 through 39-05-50155, inclusive; and 39-L8-37666 through 39-L8-37691, inclusive <u>PAGES:</u> 4
2879	05-18-2001	APPLICATION TO APPEAR PRO HAC VICE <u>SUMMARY:</u> Application to Appear Pro Hac Vice filed by R. Lee Leininger, attorney for the United States of America. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 4

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Doc. No	File Date	Document Description
2880	06-11-2001	ORDER <u>SUMMARY:</u> Order signed January 12, 2000. IT IS ORDERED that: (1) the Clerk of the Superior Court in and for Maricopa County shall immediately transfer the sum of \$23,059.00 from the account maintained for the filing fees in this proceeding to the Administrative Office of the Courts. (2) The Administrative Office of the Courts shall establish adequate and necessary procedures to account for these funds and to ensure that these funds are used only for payment of the amounts due pursuant to the Interagency Service Agreement, and expense of the Special Master, as provided by Ariz. Rev. Stat. § 45-255. (3) This transfer does not constitute a final determination of the question of what proportion of the Special Master's compensation and expenses should be paid from the filing fees collected in this proceeding. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3
2881	06-25-2001	NOTICE OF CHANGE OF ADDRESS <u>SUMMARY:</u> The Law Firm of Salmon, Lewis & Weldon, Counsel for the Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association, changes its address. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 2

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Doc. No	File Date	Document Description
2882	07-19-2001	APPLICATION TO APPEAR PRO HAC VICE <u>SUMMARY:</u> Application to appear pro hac vice filed by the United States. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 4
2883	07-24-2001	ORDER AND PARTIAL DECREE OF STIPULATED WATER RIGHTS: SAN PEDRO RIVER WATERSHED (SAGUARO NATIONAL MONUMENT [RINCON MOUNTAIN UNIT]) <u>SUMMARY:</u> Order and Partial Decree of Stipulated Water Rights: San Pedro River Watershed (Saguaro National Monument [Rincon Mountain Unit]) signed by Judge Eddward P. Ballinger, Jr. on July 11, 2001. <u>CLAIMANT NO:</u> NOT APPLICABLE <u>PAGES:</u> 2
2884	07-19-2001	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED granting the written Application to Appear Pro Hac Vice permitting Patrick Barry to appear and participate in this case as co-counsel for the U. S. Department of Justice Environment and Natural Resources Division. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1

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Doc. No	File Date	Document Description
2885	08-03-2001	NOTICE OF CHANGE OF ADDRESS <u>SUMMARY:</u> Irval L. Mortensen, Attorney at Law, counsel for Pomerene Water Users Association gives notice of his new office address. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2886	08-14-2001	APPLICATION FOR EX PARTE ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> THE City of Scottsdale hereby applies for an order approving the substitution of Janis A. Villalpando as counsel of record for the City of Scottsdale in the above-captioned proceeding in place of Paul M. Norman; and directing that she be added to the court-approved mailing list. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2887	08-22-2001	APPLICATION FOR EX PARTE ORDER TO ADD PAUL M. NORMAN AS CO-COUNSEL FOR CITY OF SCOTTSDALE AND AMEND MAILING LIST <u>SUMMARY:</u> City of Scottsdale hereby applies ex parte for an order approving the addition of Paul M. Norman as co-counsel of record for City of Scottsdale in the above-captioned proceeding; and directing that he be added to the official mailing list. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2

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Doc. No	File Date	Document Description
2888	09-05-2001	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a letter concerning the OSM Web Site and online Bulletin. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2
2889	09-05-2001	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a Notice of Filing of the Arizona General Stream Adjudication Bulletin, January-May 2001 and June-August 2001 online issues. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 25
2890	09-05-2001	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> Frank L. Ross withdraws as Counsel for the City of Avondale and notes the substitution of Jorden & Bischoff, P.L.C., by and through Andrew J. McGuire, as Counsel for the City of Avondale. <u>CLAIMANT NO:</u> 39-27192, et al <u>PAGES:</u> 2
2891	09-05-2001	NOTICE OF APPEARANCE <u>SUMMARY:</u> The firm of Jorden & Bischoff, P.L.C., by and through Andrew J. McGuire, hereby enters its appearance for the City of Avondale in the above-entitled action. <u>CLAIMANT NO:</u> 39-27192, et al <u>PAGES:</u> 2
2892	09-06-2001	NOTICE OF GILA RIVER ADJUDICATION STEERING COMMITTEE MEETING <u>SUMMARY:</u> Notice of Gila River adjudication steering committee meeting for September 27, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3
2893	09-12-2001	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED nunc pro tunc correcting minute entry dated July 19, 2001 to reflect the application to appear pro hac vice was granted permitting R. Lee Leininger to appear and participate in this case as co-counsel for the U. S. Department of Justice Environment and Natural Resources Division filed by the Clerk on July 19, 2001 not Patrick Barry as was reflected. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1

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2894	09-13-2001	ORDER <u>SUMMARY:</u> Order signed September 13, 2000. IT IS ORDERED that: (1) the Clerk of the Superior Court in and for Maricopa County shall immediately transfer the sum of \$132,000.00 from the account maintained for the filing fees in this proceeding to the Administrative Office of the Courts. (2) The Administrative Office of the Courts shall establish adequate and necessary procedures to account for these funds and to ensure that these funds are used only for payment of the amounts due pursuant to the Interagency Service Agreement, and expense of the Special Master, as provided by Ariz. Rev. Stat. § 45-255. (3) This transfer does not constitute a final determination of the question of what proportion of the Special Master's compensation and expenses should be paid from the filing fees collected in this proceeding. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3
2895	09-18-2001	ORDER OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL FOR THE CITY OF SCOTTSDALE <u>SUMMARY:</u> It is hereby ordered substituting Jorden & Bischoff, P.L.C., by and through Andrew J. McGuire, as Counsel for the City of Avondale and Frank L. Ross is hereby withdrawn as Counsel of Record for the City of Avondale. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
2896	09-19-2001	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED granting the motion and permitting Andrew J. McGuire of Jorden and Bischoff, P.L.C. to substitute as its counsel of record in these proceedings in the place of Frank L. Ross for the City of Avondale. IT IS FURTHER ORDERED granting the motion approving the substitution of Janis A. Villalpando as counsel of record for the City of Scottsdale in place of Paul M. Norman and directing that she be added to the official mailing list in this proceeding. IT IS FURTHER ORDERED granting the motion approving that Paul M. Norman remain on the mailing list as co-counsel along with Janis A. Villalpando, for the City of Scottsdale. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2
2897	09-19-2001	EX PARTE ORDER ADDING PAUL M. NORMAN AS CO-COUNSEL FOR CITY OF SCOTTSDALE AND AMENDING MAILING LIST <u>SUMMARY:</u> IT IS HEREBY ORDERED approving the addition of Paul M. Norman as co-counsel along with Janis A. Villalpando as counsel of record for the City of Scottsdale. IT IS FURTHER ORDERED that all papers in this case to be served on the City of Scottsdale shall be mailed to the enclosed address. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2

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2898	10-01-2001	ORDER <u>SUMMARY:</u> The Court ORDERS Peter M. Berman removed from the Court-approved mailing list. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2
2899	07-27-2001	NOTICE OF CHANGE OF ADDRESS <u>SUMMARY:</u> Counsel to HRS Farms, L.L.P., changes their address. <u>CLAIMANT NO:</u> 39-35802, 39-35801 <u>PAGES:</u> 2
2900	07-27-2001	NOTICE OF CHANGE OF ADDRESS <u>SUMMARY:</u> The law firm of Salmon, Lewis & Weldon, Counsel for Maricopa County Municipal Water Conservation District Number One and San Carlos irrigation and Drainage District hereby gives notice of its new office address. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 2
2901	08-10-2001	SETTLEMENT ACCOUNTING FILED BY THE FORT MCDOWELL YAVAPAI NATION <u>SUMMARY:</u> The Fort McDowell Yavapai Nation, formerly known as the Fort McDowell Indian Community, files an accounting pursuant to the Fort McDowell Water Settlement, Pub. L. 101-628, November 28, 1990. <u>CLAIMANT NO:</u> 39-05-50060, 39-15-54026 <u>PAGES:</u> 3
2902	09-19-2001	EX PARTE ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> IT IS HEREBY ORDERED approving the substitution of Janis A. Villalpando as counsel of record for the City of Scottsdale in the proceedings in place of Paul M. Norman. IT IS FURTHER ORDERED that all papers in this case to be served on the City of Scottsdale shall be mailed or delivered to the following address: City of Scottsdale, City Attorney's Office, Janis A. Villalpando, 3939 N. Drinkwater Blvd., Scottsdale, Arizona 85221. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2903	09-21-2001	APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> Buckeye Water Conservation and Drainage District & Buckeye Irrigation Company respectfully submits this Application for the Court's Order permitting the law firm of Meyer, Hendricks & Bivens, P.A. to substitute as counsel of record in the above-captioned proceedings in the place of John S. Schaper. <u>CLAIMANT NO:</u> 39-L8-36894; -36747; -33885; -36641 <u>PAGES:</u> 2
2904	09-27-2001	ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> IT IS HEREBY ORDERED substituting Meyer, Hendricks & Bivens, P. A. as counsel of record for Buckeye Water Conservation & Drainage District and Buckeye Irrigation Company in place of John S. Schaper. <u>CLAIMANT NO:</u> 39-L8-36894; -36747; -33885; -36641 <u>PAGES:</u> 1

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2905	10-25-2001	MINUTE ENTRY
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SUMMARY: September 27, 2001 Minute Entry for oral arguments and status conference for W1, W2, W3, W4 (Consolidated) and W1-11-19 (Consolidated). The Court enters the following orders: IT IS ORDERED directing ADWR to file by Tuesday, December 18, 2001 a report describing its proposals for determining the subflow criteria for purposes of this adjudication. IT IS FURTHER ORDERED that parties wishing to respond to the report shall file their responses by Friday, December 28, 2001. IT IS FURTHER ORDERED setting hearing on ADWR's report and the responses to the report on Tuesday, January 8, 2002, at 2:00 p.m. IT IS FURTHER ORDERED setting oral argument on the motions for summary judgment filed in contested case no. W10206, in re: the Preclusive Effect of the Globe Equity No. 59 Decree on Specified Parties, on Tuesday, April 23, 2002 at 10:00 a.m.

CLAIMANT NO: Not Applicable

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2906	11-08-2001	APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> The Nature Conservancy respectfully submits this Application for the Court's Order permitting Laura Hubbard to substitute as counsel of record in the above-captioned proceedings in the place of Steven Weatherspoon, Esq., Chandler, Tullar, Udall & Redhair, LLP. <u>CLAIMANT NO:</u> 39-333-336, et al <u>PAGES:</u> 3
2907	11-19-2001	ORDER APPROVING SUBSTITUTION OF COUNSEL FOR THE NATURE CONSERVANCY <u>SUMMARY:</u> Order approving substitution of Laura Hubbard as counsel of record for The Nature Conservancy in place of Steven Weatherspoon. Further ordered that all future pleadings or copies of pleading directed to The Nature Conservancy shall be mailed directly to Laura Hubbard, The Nature Conservancy, 1510 East Fort Lowell Road, Tucson, Arizona 85719. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2

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2908	12-14-2001	MINUTE ENTRY <u>SUMMARY:</u> Minute entry for Oral Argument of November 27, 2001, on Special Master's June 30, 2000 report. Objections/arguments made to the Court on Docket No. 119: Motion for Summary Judgment regarding the preclusive effect of Globe Equity Decree on Gila River Indian Community (GVID, FID, SCIDD, SRP & Tempe); Docket No. 118: Motion for Summary Judgment regarding the preclusive effect of Globe Equity Decree on Gila River Indian Community (Apache Tribes); Docket No. 202: Motion for Summary Judgment regarding the preclusive effect of the Water Rights Settlement and Exchange Agreement and Consent to Assignment (ASARCO). Oral argument waived on Docket No. 206: Motion for Summary Judgment regarding the preclusive effect of Landowner's Agreements, Repayment Contract and the Globe Equity Decree (SCIDD). Objections/arguments made to the Court on Objections to Special Master's December 28, 2000 Report: Docket Nos. 209 & 210: Motion for Partial Summary Judgment regarding Preclusive Effect of Decision in Claims Court; Docket No. 228 on Gila River Indian Community's Claims. <u>CLAIMANT NO:</u> Not applicable <u>PAGES:</u> 5
2909	12-14-2001	MINUTE ENTRY <u>SUMMARY:</u> Minute entry for Oral Argument of November 28, 2001 on Objections to Special Master's December 28, 2000 Report Continued from November 27, 2001. Objections/arguments made on Docket Nos. 213 and 214: Motion for Partial Summary Judgment regarding Preclusive Effect of Haggard Decree, Court of Claims Docket No. 236-D, and 1936 Maricopa Contract on Gila River Indian Community's claims to waters of the Salt River. Objections/arguments made on Docket Nos. 211 and 212: Motion for Partial Summary Judgment regarding Preclusive Effect of 1907 Sacaton Agreement; Docket Nos. 224 and 225: Motion for Partial Summary Judgment regarding Preclusive Effect of Buckeye-Arlington Agreements and Claims, Court Docket No. 236-F on Gila River Indian Community's Claims. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3
2910	12-20-2001	ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW <u>SUMMARY:</u> The Arizona Department of Water Resources hereby files its report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 10
2911	12-22-2001	ARIZONA DEPARTMENT OF WATER RESOURCES' REVISION TO SUBFLOW REPORT <u>SUMMARY:</u> The Arizona Department of Water Resources hereby files the following revisions to the Department's report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3

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2912	12-28-2001	COMMENTS ON THE ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts comment on the Arizona Department of Water Resources' report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 10
2913	12-28-2001	RESPONSE TO ADWR'S SUBFLOW IMPLEMENTATION REPORT <u>SUMMARY:</u> The City of Phoenix submits its Response to the Arizona Department of Water Resources' subflow implementation report. <u>CLAIMANT NO:</u> 39-07-7927, et al <u>PAGES:</u> 6
2914	12-28-2001	RESPONSE AND OBJECTIONS TO ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW <u>SUMMARY:</u> The Apache Tribes' Response and Objections to the Arizona Department of Water Resources' Report Concerning Implementation of the Arizona Supreme Court's Decision on subflow. <u>CLAIMANT NO:</u> 39-07-12676, et al <u>PAGES:</u> 9
2915	12-28-2001	CITIES' RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES REPORT RE IMPLEMENTATION OF SUBFLOW DECISION AND JOINDER IN SRP RESPONSE <u>SUMMARY:</u> The Cities of Chandler, Glendale, Mesa and Scottsdale file their response to Arizona Department of Water Resources' December 18, 2001 report concerning implementation of the Arizona Supreme Court's Decision on subflow and join in SRP's response to the report. <u>CLAIMANT NO:</u> 39-L8-37521, et al <u>PAGES:</u> 4
2916	12-28-2001	ASARCO INCORPORATED'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW <u>SUMMARY:</u> ASARCO Incorporated responds to the Arizona Department of Water Resources' Report concerning implementation of the Arizona Supreme Court's decision on subflow dated December 18, 2001 and revised December 21, 2001. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 11
2917	12-28-2001	SALT RIVER PROJECT'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES REPORT RE IMPLEMENTATION OF SUBFLOW DECISION <u>SUMMARY:</u> The Salt River Project submits its response to the Arizona Department of Water Resources' December 18, 2001 report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> 39-07-1040 et al <u>PAGES:</u> 37

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2918	12-28-2001	<p>GILA RIVER INDIAN COMMUNITY'S RESPONSE TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW</p> <p><u>SUMMARY:</u> The Gila River Indian Community files it response to the Arizona Department of Water Resources' report concerning implementation of the Arizona Supreme Court's decision on subflow.</p> <p><u>CLAIMANT NO:</u> 39-11-5478 et al</p> <p><u>PAGES:</u> 9</p>
2919	12-28-2001	<p>NOTICE OF GILA RIVER INDIAN COMMUNITY'S RESPONSE TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW</p> <p><u>SUMMARY:</u> The Gila River Indian Community submits it response to the Arizona Department of Water Resources' report concerning implementation of the Arizona Supreme Court's decision on subflow.</p> <p><u>CLAIMANT NO:</u> 39-11-5478 et al</p> <p><u>PAGES:</u> 2</p>
2920	12-28-2001	<p>COMMENTS OF ARIZONA PUBLIC SERVICE COMPANY AND PHELPS DODGE CORPORATION ON ARIZONA DEPARTMENT OF WATER RESOURCES REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW</p> <p><u>SUMMARY:</u> Arizona Public Service Company and Phelps Dodge Corporation submit their comments on the Arizona Department of Water Resources' Report concerning implementation of the Arizona Supreme Court's decision on subflow.</p> <p><u>CLAIMANT NO:</u> None Given</p> <p><u>PAGES:</u> 11</p>
2921	12-28-2001	<p>COMMENTS ON THE REVISED SUBFLOW REPORT PREPARED BY THE ARIZONA DEPARTMENT OF WATER RESOURCES AND JOINDER IN THE COMMENTS OF ARIZONA PUBLIC SERVICE AND PHELPS DODGE</p> <p><u>SUMMARY:</u> BHP Copper Inc. and other claimants in this proceedings represented by Snell & Wilmer hereby offer their comments on the Arizona Department of Water Resources' Report concerning implementation of the Arizona Supreme Court's decision on subflow, as filed by the Arizona Department of Water Resources on December 18, 2001, and amended on December 21, 2001.</p> <p><u>CLAIMANT NO:</u> 39-11-3142 et al</p> <p><u>PAGES:</u> 9</p>
2922	12-28-2001	<p>STATE'S COMMENTS ON ADWR'S REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW</p> <p><u>SUMMARY:</u> The State of Arizona as a claimant files its comments on ADWR's report concerning implementation of the Arizona Supreme Court's decision on subflow.</p> <p><u>CLAIMANT NO:</u> Not Applicable</p> <p><u>PAGES:</u> 11</p>

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Doc. No	File Date	Document Description
2923	12-31-2001	UNITED STATES' RESPONSE TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING IMPLEMENTATION OF THE ARIZONA SUPREME COURT'S DECISION ON SUBFLOW <u>SUMMARY:</u> The United States files its response to the Arizona Department of Water Resources' report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 4
2924	01-04-2002	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a Notice of Filing of the Arizona General Stream Adjudication Bulletin, September – December 2001 (online) issue. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 24
2925	01-07-2001	ORDER <u>SUMMARY:</u> The Special Master requests comments from claimant Bureau of Land Management – Safford District and objectors regarding the initiation of a contested case concerning the claimed water rights to the Bureau of Land Management pursuant to Public Water Reserve No. 107 as interpreted in Solicitor's Opinion M-36914 and supplemental opinions. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 4
2926	01-10-2002	ARIZONA DEPARTMENT OF WATER RESOURCES' STATUS REPORT CONCERNING HYDROGRAPHIC SURVEY REPORT FOR THE GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The Arizona Department of Water Resources hereby files its status report concerning the hydrographic survey report for the Gila River Indian Reservation. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 5
2927	01-07-2002	THE NATURE CONSERVANCY'S JOINDER TO SALT RIVER PROJECT'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT ON IMPLEMENTATION OF SUBFLOW <u>SUMMARY:</u> The Nature Conservancy submits its Joinder to the Salt River Project's Response to Arizona Department of Water Resources' report regarding implementation of the subflow decision. <u>CLAIMANT NO:</u> 39-333, et al <u>PAGES:</u> 3
2928	01-16-2002	APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> City of Mesa requests this Court to enter an order approving substitution of Mary P. Wade and Karen Nally as co-counsel of record for City of Mesa and directing that their names be added to the official mailing list in this proceedings as co-counsel of record for City of Mesa. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 2

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Doc. No	File Date	Document Description
2929	01-22-2002	MINUTE ENTRY <u>SUMMARY</u> : Minute entry of hearing of January 08, 2002 on (1) Arizona Department of Water Resources Report concerning Implementation of the Arizona Supreme Court's Decision on Subflow (filed December 18, 2001). The Court directs that, where applicable, all parties shall include cites to Arizona reporters on memoranda filed with this Court; that ADWR prepare another more specific and detailed report pertaining to the San Pedro River watershed, the specifics which shall be detailed by separate minute entry. (2) ADWR's status report concerning Hydrographic Survey Report for the Gila River Indian Reservation (filed January 4, 2002): IT IS ORDERED granting SRP's request to respond. Responses shall be due within 30 days. FURTHER ORDERED that the United States shall file a report on or before March 29, 2002, describing its intentions with respect to filing amended claims. <u>CLAIMANT NO</u> : Not applicable <u>PAGES</u> : 3
2930	01-22-2002	MINUTE ENTRY <u>SUMMARY</u> : IT IS ORDERED, to promote an efficient and accurate determination of the jurisdictional subflow zones, ADWR shall prepare a supplemental report specifically identifying and describing the procedures and processes it proposes to use to establish the limits of the subflow zone within the San Pedro River watershed. ADWR's supplemental report shall be filed on or before March 29, 2002 and shall contain a certification by the ADWR Director that he has read and is familiar with the proposal set forth in the report. After the report is filed, claimants and parties shall have until May 13, 2002 to file objections or requested revisions to the report. <u>CLAIMANT NO</u> : Not Applicable <u>PAGES</u> : 3

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Doc. No	File Date	Document Description
2931	02-07-2002	SALT RIVER PROJECT'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES STATUS REPORT RE HYDROGRAPHIC SURVEY REPORT FOR GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The Salt River Project Submits Its Response To The Arizona Department Of Water Resources' January 4, 2002 Status Report Concerning The Hydrographic Survey Report For The Gila River Indian Reservation. <u>CLAIMANT NO:</u> 39-07-1040, et al <u>PAGES:</u> 6
2932	02-07-2002	CITIES' RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES STATUS REPORT RE HYDROGRAPHIC SURVEY REPORT FOR GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The Cities Of Chandler, Glendale, Mesa And Scottsdale File Their Response To Arizona Department Of Water Resources' January 4, 2002 Status Report Concerning The Hydrographic Survey Report For The Gila River Indian Reservation. <u>CLAIMANT NO:</u> 39-L8-37521, et al <u>PAGES:</u> 4
2933	02-07-2002	STATE'S RESPONSE TO ADWR'S STATUS REPORT RE HYDROGRAPHIC SURVEY REPORT FOR GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The State Of Arizona As A Claimant Files Its Response To ADWR's Status Report Concerning The HSR For The Gila River Indian Reservation <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 4
2934	02-07-2002	CITY OF PHOENIX'S JOINDER IN SALT RIVER PROJECT'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES STATUS REPORT RE HYDROGRAPHIC SURVEY REPORT FOR GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The City of Phoenix files a Joinder in the Salt River Project's response To Arizona Department Of Water Resources' January 4, 2002 Status Report Concerning The Hydrographic Survey Report For The Gila River Indian Reservation. <u>CLAIMANT NO:</u> 39-07-7927, et al <u>PAGES:</u> 2
2935	02-28-2002	APPLICATION TO APPEAR PRO HAC VICE BY DONALD G. BLANKENAU AND FORM OF ORDER <u>SUMMARY:</u> Donald G. Blankenau applies to appear as counsel pro hac vice in connection with this action and its various contested cases. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 4
2936	02-28-2002	JOINDER IN THE STATE'S RESPONSE TO ADWR'S STATUS REPORT CONCERNING HYDROGRAPHIC SURVEY REPORT FOR THE GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> Joinder in the State's Response to ADWR's Status Report Concerning Hydrographic Survey Report for the Gila River Indian Reservation. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 2

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Doc. No	File Date	Document Description
2937	03-20-2002	ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> The Special Master approves Application of Substitution. Mary P. Wade and Karen Nally are substituted as co-counsel of record for the City of Mesa in place of Neal J. Beets. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 1
2938	03-20-2002	REQUEST TO BE REMOVED FROM MAILING LIST <u>SUMMARY:</u> Luna Irrigation Company requests to be removed from court-approved mailing list. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 1
2939	03-27-2002	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED, that Mr. Max Reynolds be removed from the mailing list as requested by Claimant. IT IS ORDERED the Application to Appear Pro Hac Vice by Donald G. Blankenau is hereby granted. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2
2940	03-27-2002	ORDER APPROVING APPLICATION TO APPEAR PRO HAC VICE BY DONALD G. BLANKENAU <u>SUMMARY:</u> The Application to Appear Pro Hac Vice by Donald G. Blankenau is granted. He is authorized to appear and participate in this action, and in any other contested cases created under this action in which his clients are permitted to participate. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 1

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Doc. No	File Date	Document Description
2941	04-01-2002	ARIZONA DEPARTMENT OF WATER RESOURCES' NOTICE OF SUBFLOW TECHNICAL REPORT ERRATA <u>SUMMARY:</u> The Arizona Department of Water Resources hereby files a notice of errata contained within its subflow technical report filed on March 29, 2002. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2942	04-04-2002	MINUTE ENTRY <u>SUMMARY:</u> Minute entry regarding matters to be considered at the April 23, 2002 hearing. The following schedule will be in effect: (A) City of Safford's Motion to strike Gila River Indian Community's Motion for Partial Summary Judgement (15 mins.). (B) Motions Pertaining to the Preclusive Effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe (95 min.). (C) Motions Pertaining to the Preclusive Effect of the Globe Equity No. 59 Decree on the Gila Valley Irrigation district and Franklin Irrigation District (60 min.). Copies of the Minute Entry was mailed to all parties on the Court-approved mailing list dated February 7, 2002 <u>CLAIMANT NO:</u> Not applicable <u>PAGES:</u> 3
2943	04-05-2002	ASARCO INCORPORATED'S COMMENTS ON INITIATION OF A CONTESTED CASE CONCERNING WATER RIGHTS CLAIMED BY THE BUREAU OF LAND MAGEMENT, SAFFORD DISTRICT, UNDER PUBLIC WATER RESERVE NO. 107 <u>SUMMARY:</u> ASARCO Incorporated comments on initiation of a contested case concerning water rights claimed by the Bureau of Land Management, Safford District, under Public Water Reserve No. 107 <u>CLAIMANT NO:</u> Nos. 39-U8-62699 et al. <u>PAGES:</u> 3
2944	04-05-2002	STATE'S COMMENTS IN RESPONSE TO THE SPECIAL MASTER'S JANUARY 4, 2002 ORDER IN RE: BLM'S PWR NO. 107 CLAIMS <u>SUMMARY:</u> The State of Arizona as a claimant files its comments in response the Special Master's 1/4/02 Order in re BLM's PWR No. 107 claims <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2945	04-05-2002	SRP'S NOTICE OF FILING COMMENTS RE INITIATION OF A CONTESTED CASE FOR BLM WATER RIGHTS CLAIMS BASED ON PUBLIC WATER RESERVE NO.107 <u>SUMMARY:</u> The Salt River Project's notice that it has submitted comments on initiation of a contested case for BLM water rights claims under Public Water Reserve No. 107. <u>CLAIMANT NO:</u> 39-07-1040 et al. <u>PAGES:</u> 3
2946	04-05-2002	SRP'S COMMENTS RE INITIATION OF A CONTESTED CASE FOR BLM WATER RIGHTS CLAIMS BASED ON PUBLIC WATER RESERVE NO.107 <u>SUMMARY:</u> SRP submits its comments regarding initiation of a contested case for BLM water rights claims based on Public Water Reserve No. 107 <u>CLAIMANT NO:</u> 39-07-1040 et al. <u>PAGES:</u> 3

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Doc. No	File Date	Document Description
2947	04-05-2002	ARIZONA DEPARTMENT OF WATER RESOURCES FILES SUBFLOW TECHNICAL REPORT OF THE SAN PEDRO RIVER WATERSHED <u>SUMMARY</u> : The Arizona Department of Water Resources files a report entitled "Subflow Technical Report, San Pedro River Watershed" as requested by court order dated January 9, 2002. <u>CLAIMANT NO</u> : Not Applicable <u>PAGES</u> : 277
2948	04-05-2002	ARIZONA DEPARTMENT OF WATER RESOURCES' NOTICE OF FILING SUBFLOW REPORT <u>SUMMARY</u> : The Arizona Department of Water Resources files a report entitled "Subflow Technical Report, San Pedro River Watershed" as requested by court order dated January 9, 2002. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
2949	04-05-2002	UNITED STATES' COMMENTS REGARDING THE INITIATION OF A CONTESTED CASE FOR CLAIMED WATER RIGHTS OF THE BUREAU OF LAND MANAGEMENT – SAFFORD DISTRICT, PURSUANT TO PUBLIC WATER RESERVE NO. 107 <u>SUMMARY</u> : United States' Comments regarding the initiation of a contested case for claimed water rights of the Bureau of Land Management – Safford District, pursuant to Public Water Reserve No. 107 <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
2950	04-05-2002	SUPREME COURT OF ARIZONA FILES INTERLOCUTORY REVIEW MANDATE ISSUE NO. 3 <u>SUMMARY</u> : The Supreme Court files an Interlocutory Review Mandate Issue No. 3 <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 6

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Doc. No	File Date	Document Description
2951	05-01-2002	BHP COPPER INC.'S REQUEST FOR ADDITIONAL TIME TO RESPOND TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> BHP Copper Inc.'s request for additional time to respond to the Arizona Department of Water Resources Subflow Technical Report San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-11-0003142, et al. <u>PAGES:</u> 4
2952	05-01-2002	REQUEST FOR ACCELERATED BRIEFING SCHEDULE AND RULING ON MOTION FOR ADDITIONAL TIME TO RESPOND TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> Request for accelerated briefing schedule and ruling on motion for additional time to respond to the Arizona Department of Water Resources Subflow Technical Report San Pedro River Watershed <u>CLAIMANT NO:</u> 39-11-0003142, et al. <u>PAGES:</u> 2
2953	05-02-2002	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of Special Master lodges a Notice of Filing of the Arizona General Stream Adjudication Bulletin, January – April, 2002 (online) issue. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 20
2954	05-03-2002	SPECIAL MASTER INITIATES PROCEEDINGS IN THE CONTESTED CASES ASSOCIATED WITH THE U.S. BUREAU OF LAND MANAGEMENT CLAIMS PURSUANT TO PUBLIC WATER RESERVE NO. 107, CONSOLIDATES THE RELATED CONTESTED CASES INTO CONTESTED CASE NO. W1-11-1174, AND ANNOUNCES A PREHEARING CONFERENCE <u>SUMMARY:</u> The Special Master initiates proceedings in the contested cases associated with the U.S. Bureau of Land Management claims pursuant to Public Water Reserve No. 107, consolidates the related contested cases into Contested Case No. W1-11-1174, and announces a prehearing conference. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2955	05-03-2002	CITY OF PHOENIX'S RESPONSE TO BHP COPPER INC.'S REQUEST FOR ADDITIONAL TIME TO RESPOND TO ADWR'S SUBFLOW TECHNICAL REPORT FOR THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The City of Phoenix ("Phoenix") responds to BHP Copper Inc.'s ("BHP") Request that it be allowed an additional thirty (30) days to respond to the Arizona Department of Water Resources' ("ADWR") Subflow Technical Report for the San Pedro River Watershed ("Report"). <u>CLAIMANT NO:</u> 39-07-7927, et al. <u>PAGES:</u> 3

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Doc. No	File Date	Document Description
2956	05-03-2002	JOINDER IN BHP'S MOTION FOR ADDITIONAL TIME TO RESPOND TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> Arizona Public Service Company and Phelps Dodge Corporation Join in BHP's Motion for Additional Time to Respond to the Arizona Department of Water Resources Subflow Technical Report San Pedro Watershed <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 3
2957	05-06-2002	JOINDER IN BHP'S MOTION FOR ADDITIONAL TIME TO RESPOND TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Apache Tribes' Joinder in BHP's Motion for Additional Time to Respond to the Arizona Department of Water Resources Subflow Technical Report San Pedro Watershed <u>CLAIMANT NO:</u> 39-07-12676, et al. <u>PAGES:</u> 3
2958	05-06-2002	CITIES' RESPONSE IN SUPPORT OF BHP COPPER INC.'S REQUEST FOR ADDITIONAL TIME TO RESPOND TO ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT FOR THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Cities' of Chandler, Glendale, Mesa, and Scottsdale ("Cities") file their response in support of BHP Copper Inc.'s ("BHP") request that it be allowed an additional thirty (30) days to respond to the Arizona Department of Water Resources' ("ADWR") March 29, 2002 Subflow Report for the San Pedro River Watershed ("Report"). <u>CLAIMANT NO:</u> 39-L8-37521, et al. <u>PAGES:</u> 3
2959	05-08-2002	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED, granting the Requests for Additional Time to Respond. All claimants and parties shall have until Monday, June 17, 2002, to file all objections or requested revisions to the Report. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
2960	05-08-2002	JOINDER IN BHP'S MOTION FOR ADDITIONAL TIME TO RESPOND TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT REGARDING THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts join in BHP's motion for additional time to respond to the Arizona Department of Water Resources subflow technical report regarding the San Pedro River watershed. <u>CLAIMANT NO:</u> 39-U862840-62850, et al. <u>PAGES:</u> 3
2961	05-08-2002	NOTICE OF APPEARANCE FOR VERDE VALLEY COMMUNITIES <u>SUMMARY:</u> City of Sedona, Town of Jerome, Town of Clarkdale, City of Cottonwood and Town of Camp Verde, hereinafter Verde Valley Communities, Notice of Appearance. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2

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Doc. No	File Date	Document Description
2962	05-08-2002	VERDE VALLEY COMMUNITIES' JOINDER IN BHP'S MOTION FOR ADDITIONAL TIME TO RESPOND TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> City of Sedona, Town of Jerome, Town of Clarkdale, City of Cottonwood, and Town of Camp Verde, hereinafter Verde Valley Communities, Join in BHP's Motion for Additional Time to Respond to the Arizona Department of Water Resources Subflow Technical Report San Pedro River Watershed. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 3
2963	05-16-2002	LETTER <u>SUMMARY:</u> John L. Smeltzer, Attorney for Appellate Section Environment & Natural Resources Division, filed a letter as a notice that documents have been filed in the courts. <u>CLAIMANT NO:</u> None Given; <u>PAGES:</u> 6
2964	05-17-2002	MINUTE ENTRY <u>SUMMARY:</u> Minute entry regarding hearing on pending motions. GRIC's Motion to Remove Phelps Dodge Corporation as a Named Party To and From Participation or Consideration in GRIC'S Motion for Partial Summary Judgement (Docket No. 099). Stipulation between Buckeye Irrigation Company/ Buckeye Water Conservation and Drainage District and San Carlos Apache Tribe (Docket No. 154).
2965	05-17-2002	ORDER <u>SUMMARY:</u> Order signed by Judge Ballinger on May 17, 2002. IT IS ORDERED: (1) Granting GRIC's Motion to Remove Phelps Dodge as a Named Party from GRIC's Motion for Partial Summary Judgement. (2) Directing SCAT and the Buckeye organizations to submit a joint form of order memorializing the terms of their stipulation filed in this matter June 20, 2001. (3) Rescinding this court's order dated June 27, 2001, denying Safford's Motion to Strike GRIC's Motion for Partial Summary Judgement. The court has now considered the merits of the legal issues raised by Safford's motion. (4) Granting Safford's Motion to Strike GRIC's Motion for Partial Summary Judgement to extent that GRIC's motion seeks relief as to claimants who are not parties in this contested case. (5) Denying GRIC's alternative motion to include in this contested case other parties, in addition to SCAT, GVID, AND FID, who are in privity with owners or are claimants of water rights decreed in United States v. Gila Valley Irr. Dist. Globe Equity No. 59 (D. Ariz. 1935) (the "Globe Equity Decree"). (6) Granting motions for summary judgment filed by GRIC, SCAT, Safford, GVID and FID jointly, SCIDD, Phelps Dodge, and ASARCO to the extent that these motions seek a determination that preclusive effect of the Globe Equity Decree is applicable to the parties consistent with the findings and conclusions set forth in this court's Amended Order dated February 20, 2002, entered in Contested Case No. W1-203. (7) Denying ASARCO's Motion for Summary Judgement on issue of whether ASARCO's water right relating to San Carlos River, decreed to ASARCO's predecessor in interest in the Globe Equity Decree, precludes SCAT from claiming water right to San Carlos River in the Gila River Adjudication. Genuine disputes regarding material facts preclude granting summary judgment on the claims to the San Carlos River asserted in the Gila River Adjudication by ASARCO and SCAT. (8) Denying Motion for GVID and FID to Strike SCAT's Notice of Errata and "Corrected" Statement of Facts. IT IS FURTHER ORDERED: The Arizona Department of Water Resources shall prepare subsequent hydrographic survey reports in accordance with the determinations made in this Order. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3

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2966	05-20-2002	LONG MEADOW RANCH PROPERTY OWNERS RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES REPORT RE IMPLEMENTATION OF SUBFLOW DECISION <u>SUMMARY</u> : The Long Meadow Ranch Property Owners Association submits its response to the Arizona Department of Water Resources' December 18, 2001 report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
2967	05-31-2002	CITY OF PHOENIX'S OBJECTION TO NOTICE OF APPEARANCE FILED BY VERDE VALLEY COMMUNITIES <u>SUMMARY</u> : The City of Phoenix ("Phoenix") submits its objection to the Notice of Appearance filed on May 8, 2002, by counsel for certain "Verde Valley communities." <u>CLAIMANT NO</u> : 39-07-7927, et al. <u>PAGES</u> : 24

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2968	06-06-2002	SALT RIVER PROJECT'S JOINDER IN CITY OF PHOENIX OBJECTION TO NOTICE OF APPEARANCE BY VERDE VALLEY COMMUNITIES <u>SUMMARY:</u> The Salt River Project joins in the objection filed by the City of Phoenix to the notice of appearance filed on May 8, 2002, by counsel for certain "Verde Valley communities." <u>CLAIMANT NO:</u> 39-07-01040 et al. <u>PAGES:</u> 3
2969	06-17-2002	YAVAPAI COUNTY'S RESPONSE TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT ON THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> Yavapai County presents this response to the March 29 th , 2002 report submitted to the Court by the Arizona Department of Water Resources (ADWR) relating to the proposals for determining the lateral extent of the "subflow" zones and the procedure for identifying de minimis wells for the purpose of this adjudication. <u>CLAIMANT NO:</u> 39-42711 et al. <u>PAGES:</u> 4
2970	06-17-2002	ASARCO INCORPORATED'S AND ARIZONA WATER COMPANY'S OBJECTIONS TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT, SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> ASARCO Incorporated and Arizona Water Company object to the Arizona Department of Water Resources' Subflow Technical Report, San Pedro River Watershed, dated March 29, 2002, as corrected by the Arizona Department of Water Resources' Notice of Subflow Technical Report Errata dated April 1, 2002. <u>CLAIMANT NO:</u> 39-U8-62699, et al. <u>PAGES:</u> 31
2971	06-17-2002	COMMENTS OF BELLA VISTA WATER CO., INC. ON ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW REPORT <u>SUMMARY:</u> Bella Vista Water Co., Inc. submits comments to the Arizona Department of Water Resources' Subflow Technical Report in the San Pedro River Watershed dated March 29, 2002. <u>CLAIMANT NO:</u> 39-1102739, et al. <u>PAGES:</u> 11
2972	06-17-2002	RESPONSE BY VERDE VALLEY WATER USERS, INC. TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUB-FLOW TECHNICAL REPORT ON THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> Ray Wrobley, Mary Margaret Kovakovich and John Kovakovich, as officers and directors of Verde Valley Water Users, Incorporated, an Arizona non-profit corporation, respond to the report submitted to the Court by the Arizona Department of Water Resources. <u>CLAIMANT NO:</u> 39-05-55868, et al. <u>PAGES:</u> 51

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Doc. No	File Date	Document Description
2973	06-17-2002	CITY OF TUCSON'S RESPONSE TO THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT ON THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The City of Tucson's response to the Arizona Department of Water Resources' ("ADWR") March 29, 2002, Subflow Technical Report on the San Pedro River watershed. <u>CLAIMANT NO:</u> 39-09-72680, et al. <u>PAGES:</u> 6
2974	06-17-2002	COMMENTS AND OBJECTIONS TO ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT ON THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Apache Tribe's Comments and Objections to ADWR's Subflow Technical Report on the San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-07-12676, et al. <u>PAGES:</u> 16
2975	06-17-2002	STATE'S RESPONSE TO ADWR'S MARCH 29, 2002 "SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED" <u>SUMMARY:</u> The State of Arizona as a claimant files its response to ADWR's March 29, 2002 "Subflow Technical Report San Pedro River Watershed" concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 9
2976	06-17-2002	SALT RIVER PROJECT'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES' TECHNICAL REPORT RE SUBFLOW <u>SUMMARY:</u> The Salt River Project submits its response to the Arizona Department of Water Resources' March 29, 2002 technical report regarding subflow in the San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-07-1040, et al. <u>PAGES:</u> 37
2977	06-17-2002	OBJECTIONS OF ARIZONA PUBLIC SERVICE COMPANY AND PHELPS DODGE CORPORATION TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT – SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> Arizona Public Service Company and Phelps Dodge Corporation submit their objections to the Arizona Department of Water Resources' "Subflow Technical Report – San Pedro River Watershed". <u>CLAIMANT NO:</u> 39-34900, et al. <u>PAGES:</u> 122
2978	06-17-2002	NOTICE OF FILING GILA RIVER INDIAN COMMUNITY'S RESPONSE TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' 2002 SUBFLOW TECHNICAL REPORT ON THE SAN PEDRO RIVER WATERSHED, AND NOTICE OF FILING EXPERT WITNESS REPORTS <u>SUMMARY:</u> The Gila River Indian Community submits notice that it has filed a response to the Arizona Department of Water Resources' 2002 Subflow Technical Report on the San Pedro River Watershed, and Notice of Filing Expert Witness Reports. <u>CLAIMANT NO:</u> 39-11-54-78, et al. <u>PAGES:</u> 3

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Doc. No	File Date	Document Description
2979	06-17-2002	GILA RIVER INDIAN COMMUNITY'S OBJECTIONS AND REQUESTED REVISIONS TO THE ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT ON THE SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Gila River Indian Community submits its Objections and Requested Revisions to the Arizona Department of Water Resources' Subflow Technical Report on the San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-11-54-78, et al. <u>PAGES:</u> 186
2980	06-17-2002	PHOENIX'S RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The City of Phoenix files its response to the Arizona Department of Water Resources' ("ADWR") March 29, 2002 Subflow Report for the San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-07-7927, et al. <u>PAGES:</u> 5
2981	06-17-2002	CITIES' RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Cities of Chandler, Glendale, Mesa and Scottsdale file their response to Arizona Department of Water Resources' ("DWR") March 29, 2002 Subflow Report for the San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-L8-37521, et al. <u>PAGES:</u> 47
2982	06-17-2002	THE GILA VALLEY AND FRANKLIN IRRIGATION DISTRICTS' OBJECTION TO THE ADWR'S SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts object to the Arizona Department of Water Resources Subflow Technical Report San Pedro River Watershed dated March 29, 2002. <u>CLAIMANT NO:</u> 39-U862840-62850, et al. <u>PAGES:</u> 29
2983	06-17-2002	VERDE VALLEY COMMUNITIES' OBJECTION TO THE ADWR'S SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The City of Sedona, Town of Jerome, Town of Clarksdale, City of Cottonwood and Town of Camp Verde, hereinafter Verde Valley Communities, object to the Arizona Department Water Resources Subflow Technical Report San Pedro River Watershed Dated March 29,2002. <u>CLAIMANT NO:</u> 39-49632, et al. <u>PAGES:</u> 15
2984	06-17-2002	BHP COPPER INC.'S MEMORANDUM IN SUPPORT OF THE RESPONSIVE REPORT/ DECLARATION OF ITS HYDROLOGIST, ERROL L. MONTGOMERY & ASSOCIATES <u>SUMMARY:</u> BHP Copper Inc.'s Memorandum in support of its Hydrologist's Responsive Report and Sworn Declaration re: the Arizona Department of Water Resources' March 29, 2002, Subflow Technical Report, San Pedro Watershed. <u>CLAIMANT NO:</u> 39-11-0003142, et al. <u>PAGES:</u> 28

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2985	06-17-2002	BHP COPPER INC.'S AMENDED NOTICE OF APPEARANCE <u>SUMMARY:</u> Counsel for BHP Copper Inc. files Amended Notice of Appearance. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2986	06-17-2002	BHP COPPER INC.'S RESPONSIVE EXPERT REPORT AND SUMMARY OF ITS AREAS OF AGREEMENT AND DISAGREEMENT WITH THE ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> BHP Copper Inc.'s Responsive Expert Report and Summary of its Areas of Agreement and Disagreement with the Arizona Department of Water Resources Subflow Technical Report San Pedro River Watershed. <u>CLAIMANT NO:</u> 39-11-0003142, et al. <u>PAGES:</u> 65
2987	06-17-2002	COMMENTS ON DWR'S SUBFLOW REPORT <u>SUMMARY:</u> The City of Flagstaff, City of Safford, DYM, Inc., Painted Rock Ranches, Paloma Ranch Investments Inc., Rio Rico Properties, Inc., and Tonopah Irrigation District file their comments on the DWR's Subflow Technical Report – San Pedro River Watershed. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 14
2988	06-17-2002	NOTICE OF APPEARANCE FOR DYM, INC. PAINTED ROCK RANCHES, AND TONOPAH IRRIGATION DISTRICT <u>SUMMARY:</u> DYM, Inc., Painted Rock Ranches, Tonopah Irrigation District, Notice of Appearance. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2989	06-17-2002	CITY OF GOODYEAR'S JOINDER IN CERTAIN COMMENTS AND OBJECTIONS RE: ARIZONA DEPARTMENT OF WATER RESOURCES' SUBFLOW REPORT, SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The City of Goodyear joins in certain comments and objections to the Arizona Department of Water Resources' Subflow Technical Report, San Pedro River Watershed, dated March 29, 2002, and revised April 1, 2002. <u>CLAIMANT NO:</u> 39-37573, et al. <u>PAGES:</u> 3
2990	06-17-2002	NOTICE OF SUBSTITUTION OF COUNSEL FOR THE CITY OF SIERRA VISTA, REQUEST TO AMEND MAILING LIST AND ORDER <u>SUMMARY:</u> James L. Conlogue submits Notice of Substitution of Counsel. It is further requested that the Court – approved W-1, W-2, W-3 and W-4 mailing list dated February 7, 2002 be amended to reflect change in counsel. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 1

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Doc. No	File Date	Document Description
2991	06-17-2002	CITY OF SIERRA VISTA COMMENTS ON ARIZONA DEPARTMENT OF WATER RESOURCES SUBFLOW TECHNICAL REPORT – SAN PEDRO RIVER WATERSHED <u>SUMMARY:</u> The City of Sierra Vista hereby files its comments on the Arizona Department of Water Resources' Subflow Technical Report – San Pedro River Watershed pursuant to this Court's Minute Entries dated January 9, 2002 and May 7, 2002. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 7
2992	06-18-2002	LONG MEADOW RANCH PROPERTY OWNERS RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES REPORT RE IMPLEMENTATION OF SUBFLOW DECISION <u>SUMMARY:</u> The Long Meadow Ranch Property Owners Association on behalf of its members submits its response to the Arizona Department of Water Resources' December 18, 2001 report concerning implementation of the Arizona Supreme Court's decision on subflow. <u>CLAIMANT NO:</u> 55-573242-39-05-56038, et al. <u>PAGES:</u> 2
2993	06-18-2002	LETTER <u>SUMMARY:</u> Letter written by Valory Strausser of the Lower San Pedro River Landowners dated June 12, 2002. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 1
2994	06-18-2002	JOINDER IN SPECIFIED OBJECTIONS TO ADWR'S "SUBFLOW TECHNICAL REPORT SAN PEDRO RIVER WATERSHED" FILED BY GILA VALLEY AND FRANKLIN IRRIGATION DISTRICTS AND VERDE VALLEY COMMUNITIES <u>SUMMARY:</u> The City of Benson joins in specified objections to ADWR's "Subflow Technical Report San Pedro River Watershed" filed by the Gila Valley and Franklin Irrigation Districts and the Verde Valley Communities. <u>CLAIMANT NO:</u> 39-3587, et al. <u>PAGES:</u> 2
2995	06-18-2002	NOTICE OF RECEIPT OF COMMENTS ON SUBFLOW TECHNICAL REPORT <u>SUMMARY:</u> The Arizona Department of Water Resources (Department) hereby files a notice of receipt of comments on the Department's March 29, 2002 subflow technical report. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 9
2996	06-18-2002	UNITED STATES' NOTICE OF FILING COMMENTS ON ADWR SUBFLOW <u>SUMMARY:</u> United States submits its notice of filing comments on ADWR's March 29, 2002 Subflow Report. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
2997	06-18-2002	NOTICE OF ERRATA <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts submit the curriculum vitae for Kirk C. Anderson and the curriculum vitae for W. Gerald Matlock. <u>CLAIMANT NO:</u> 39-U862840-62850 <u>PAGES:</u> 18

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Doc. No	File Date	Document Description
2998	06-26-2002	ORDER SUBSTITUTING COUNSEL AND AMENDING MAILING LIST <u>SUMMARY</u> : Order signed by Judge Ballinger on June 18, 2002. IT IS ORDERED that James L. Conlogue is substituted in place and stead of Jennele Morris O'Hair, P.C. as attorney for the City of Sierra Vista. IT IS FURTHER ORDERED that the Court-approved W-1, W-2, W-3, and W-4 mailing list is amended to include James L. Conlogue. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
2999	06-26-2002	MINUTE ENTRY <u>SUMMARY</u> : On June 26, 2002, the Court reviewed Gila River Indian Community's Motion for Extension of Time to Provide Information re: Land and Water Use Planning. Motion was granted extending the time to provide information to November 1, 2002. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
3000	06-26-2002	NOTICE OF FILING ORIGINAL SIGNATURE TO BHP COPPER INC.'S RESPONSIVE EXPERT REPORT <u>SUMMARY</u> : Notice of Filing Original Signature to BHP Copper Inc.'s Responsive Expert Report. <u>CLAIMANT NO</u> : 39-11-0003142, et al. <u>PAGES</u> : 3
3001	01-16-2002	NOTICE OF CHANGE OF FILING AND MAILING ADDRESS <u>SUMMARY</u> : The Maricopa Clerk of Superior Court files notice of change of filing and mailing address. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
3002	07-09-2002	UNITED STATES' NOTICE OF UNDERSTANDING AND MOTION FOR EXPEDITED RULING <u>SUMMARY</u> : United States' Notice of Understanding and Motion for Expedited Ruling on United States' Motion for Clarification. <u>CLAIMANT NO</u> : Not Applicable <u>PAGES</u> : 3
3003	07-13-2002	LETTER <u>SUMMARY</u> : April K. Brown, Representative of the Lower San Pedro River Watershed Community, filed a letter requesting that the Lower San Pedro River Watershed Community be placed on the court approved mailing list. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
3004	07-15-2002	NOTICE OF LODGING <u>SUMMARY</u> : The Special Master lodges a letter concerning amendments to Rule 33(d), Rules of the Supreme Court, pertaining to admission pro hac vice. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2

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3005	07-26-2002	MINUTE ENTRY <u>SUMMARY:</u> United States' Motion for Reconsideration of Order, Motion for Clarification, and Motion for Expedited Ruling has been reviewed by the court. Gila River Indian Community's Partial Joinder in the United States Motion for Clarification and the Salt River Project's response to that motion has also been reviewed. IT HAS BEEN ORDERED DENYING the United States' Motion for Reconsideration of Order and Motion for Clarification. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3
3006	08-22-2002	MINUTE ENTRY <u>SUMMARY:</u> San Carlos Apache Tribes' Motion to Alter or Amend Judgement has been reviewed by the court. Motion has been denied. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
3007	08-27-2002	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED, nunc pro tunc amending the minute entry dated August 21, 2002 to reflect the correct caption and mailing list. The Order is as follows: The Court has reviewed San Carlos Apache Tribe's to Alter or Amend Judgement. Motion has been denied. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
3008	08-29-2002	LOWER SAN PEDRO RIVER BASIN LANDOWNERS' FILING TO PARTICIPATE IN THE DETERMINATION OF THE ISSUES OF BROAD LEGAL IMPORTANCE <u>SUMMARY:</u> The Lower San Pedro River Basin Landowners request to participate in the determination of the issues of broad legal importance described in ORDER dated June 26, 2002. <u>CLAIMANT NO:</u> 39-0004372 <u>PAGES:</u> 3
3009	08-29-2002	ORDER TRANSFERRING FUNDS FOR PAYMENT OF THE SPECIAL MASTER'S EXPENSES <u>SUMMARY:</u> This matter coming before the court on its own motion to transfer funds from the Office of the Clerk of the Maricopa County Superior Court to the Administrative Office of the Courts ("OAC") for the purpose of compensating and paying the expenses of the Special Master appointed in this proceeding. IT IS ORDERED: The Clerk of Maricopa County Superior Court shall immediately transfer the sum of \$127, 700.00 from the account maintained for the filing fees in this proceeding to Administrative Office of the Courts, Attn: Ms. Candy Frazier. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 4
3010	09-04-2002	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a Notice of Filing of the Arizona General Stream Adjudication Bulletin, May-August 2002 (online) issue. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 19

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3011	09-30-2002	SUBSTITUTION OF COUNSEL AND REQUEST TO BE ADDED TO MAILING LIST <u>SUMMARY:</u> Farmers Investment Co. and Farmers Water Co. substitute Robert B. Hoffman as their counsel of record and request that he be placed on the court approved mailing list. <u>CLAIMANT NO:</u> 39-77742, et al. <u>PAGES:</u> 3
3012	09-27-2002	ORDER <u>SUMMARY:</u> Order signed on September 26, 2002. City of Phoenix's Objection to Notice of Appearance: IT IS ORDERED that the Cities of Cottonwood and Sedona and the Towns of Camp Verde, Clarkdale, and Jerome will not be required to file an amended notice of appearance, but they shall file all future pleadings in this adjudication in compliance with Section 5 (B) (4) (a) (3 and 4) of Pretrial Order No. 1, entered on May 29, 1986. The City of Phoenix's motion is otherwise deemed moot. Comments Filed by Certain Other Claimants or Parties to ADWR's Subflow Technical Report: IT IS ORDERED: 1. When filing pleadings in this matter and in contested cases before the Special Master, all claimants and parties shall comply with the requirements of Section 5 (B) (4) (a) of Pretrial Order No. 1. Recognizing that the United States and State of Arizona have hundreds of statements of claimant, the Court will relieve them from complying with this requirement except in proceedings related to specifically identified claims, and the number of claims I reasonably limited. 2. The City of Flagstaff; City of Safford; DYM, Inc.; Painted Rock Ranches: Paloma Ranch Investments, Inc.; Rio Rico Properties, Inc.; Tonopah Irrigation District; City of Sierra Vista; and the Lower San Pedro River Landowners shall file on or before Friday, November 1, 2002, a notice identifying their respective statements of claimant or their intended steps to file claims. 3. A copy of this order shall be mailed to Valory Strausser, 16380 San Pedro River Road, Benson, Arizona 85602, so there is awareness of the order. By this action, the Court is not placing either Ms. Strausser's name and address or that of the Lower San Pedro River Landowners on the Gila River Adjudication Court-Approved Mailing List. Request of the Lower San Pedro River Watershed Community to be placed on the Gila River Adjudication Court – Approved Mailing List. IT IS ORDERED that Apryl K. Brown or a representative of the Lower San Pedro River Watershed Community shall inform the Court on or before Friday, November 1, 2002, if the group is a party or claimant in the Gila River Adjudication; or if its members are parties or claimants in the adjudication; and if so, in what capacity will the group act on behalf of its members; and to identify the required statement of claimant numbers in accordance with Section 5 (B) (4) (a) of Pretrial Order No. 1. A copy of the filing shall be served on all persons on the Gila River Adjudication Court – Approved Mailing List. The Court will then consider the request to be placed on the mailing list. Gila Steering Committee and Status Conference Before the End of this Year. IT IS ORDERED that the Chair of the Gila Steering Committee shall inform the Court not later than Friday, October 18, 2002, as to when the Steering Committee could file a report in accordance with the foregoing so that the Court can set a status conference before the end of the this year. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 5
3013	10-28-2002	CITY OF SIERRA VISTA NOTICE OF STATEMENTS OF CLAIMANT <u>SUMMARY:</u> The City of Sierra Vista hereby files its notice of statements of claimant numbers pursuant to this Court's Minute Entry dated September 26, 2002. <u>CLAIMANT NO:</u> 39-1488-89m, et al. <u>PAGES:</u> 1

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3014	10-18-2002	SUBSTITUTION OF COUNSEL AND REQUEST TO BE ADDED TO THE MAILING LIST <u>SUMMARY:</u> Gila Valley Irrigation District substitutes L. Anthony Fines of Snell & Wilmer L.L.P. as their counsel of record and requests that he be placed on the court approved mailing list. <u>CLAIMANT NO:</u> 39-U862840-62850 <u>PAGES:</u> 3
3015	10-18-2002	NOTICE TO COURT OF STEERING COMMITTEE REPORT SCHEDULE <u>SUMMARY:</u> The Chairman of the Gila River Steering Committee has notified the Court that the Committee Report on issues and claims to be addressed in the next two years will be filed on November 12, 2002. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 3
3016	11-01-2002	NOTICE OF APPEARANCE <u>SUMMARY:</u> Notice of Appearance for Valory Strausser. <u>CLAIMANT NO:</u> 39-12249 <u>PAGES:</u> 2
3017	11-04-2002	NOTICE OF ERRATA <u>SUMMARY:</u> The City of Flagstaff, the City of Safford, Painted Rock Ranches, Paloma Ranch Investments, Inc., Rio Rico Properties, Inc., and Tonopah Irrigation District submit their Statement of Claimant numbers. <u>CLAIMANT NO:</u> 39-U8-40757, et al. <u>PAGES:</u> 3
3018	11-12-2002	APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> The Nature Conservancy respectfully submits this Application for the Court's Order permitting Linda C. McNulty, of Mendelson, Oseran & Eisner, PC, to substitute as counsel of record in the above-captioned proceedings and to be placed on the court-approved mailing list in the place of Laura A. Hubbard. <u>CLAIMANT NO:</u> 39-333-336, et al. <u>PAGES:</u> 8
3019	11-18-2002	ORDER SUBSTITUTING COUNSEL AND ADDING TO THE MAILING LIST <u>SUMMARY:</u> IT IS ORDERED substituting Robert B. Hoffman as counsel of record herein for Farmers Investment Co. and Farmers Water Co. in place of Snell & Wilmer in all further proceedings herein, and placing Robert B. Hoffman on the court approved mailing list herein. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 4

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3020	11-19-2002	ORDER <u>SUMMARY:</u> Order signed on November 18, 2002. Filing of ADWR's Report Concerning the Preparation of New and Updated Hydrographic Survey Reports and Related Matters in the Gila River Adjudication: IT IS ORDERED that the Arizona Department of Water Resources is directed to file a copy of its report in the Gila River Adjudication so that the docket sheets provide notice of the report. Motions of the Gila River Indian Community and the United States for Extension of Time and for an Expedited Ruling: IT IS ORDERED granting the motions of GRIC and the United States for an extension of ninety days, or until Wednesday, January 29, 2003, for these parties to provide to ADWR information and supporting documentation relating to their current future land and water use planning within the area affected by the GRIR HSR. Status Conference: IT IS ORDERED that a status conference shall be held on Wednesday, January 22, 2003 at 9:00 a.m. in this division. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3
3021	12-03-2002	ORDER APPROVING SUBSTITUTION OF COUNSEL FOR THE NATURE CONSERVANCY <u>SUMMARY:</u> Order signed on November 20, 2002 by Judge Ballinger. IT IS ORDERED substituting Linda C. McNulty, of Mendelsohn, Oseran & Eisner, PC, as counsel of record for The Nature Conservancy in place of Laura A. Hubbard. IT IS FURTHER ORDERED that all future pleadings or copies of pleadings directed to The Nature Conservancy shall be mailed directly to Linda C. McNulty, Mendelsohn, Oseran & Eisner, PC, 2730 E. Broadway, Tucson AZ 85716. IT IS FURTHER ORDERED that Laura A. Hubbard of The Nature Conservancy shall be removed from the mailing list forthwith. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
3022	11-12-2002	STEERING COMMITTEE REPORT ON CLAIMS OR ISSUES FOR COURT CONSIDERATION <u>SUMMARY:</u> Gila River Steering Committee Report on Claims or Issues for Court Consideration in the next two years. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 16
3023	12-05-2002	ARIZONA DEPARTMENT OF WATER RESOURCES' NOTICE OF FILING RESOURCES REPORT <u>SUMMARY:</u> The Arizona Department of Water Resources (Department) hereby provides notice of filing a report in the Gila River adjudication concerning the Department's resources associated with the preparation of new and updated hydrographic survey reports and related matters. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2

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3024	01-02-2003	APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> Metropolitan Domestic Water Improvement District respectfully submits this application for the Court's Order permitting Michael F. McNulty of Lewis and Roca LLP to substitute as counsel of record in the above-captioned proceedings and to be placed on the court-approved mailing list in place of Michael F. McNulty of Brown & Bain, P.A. <u>CLAIMANT NO:</u> 39-73864 <u>PAGES:</u> 2
3025	01-08-2003	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a Notice of Filing of the Arizona General Stream Adjudication Bulletin, September – December 2002 (online) issue. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 16
3026	01-10-2003	ORDER GRANTING SUBSTITUTION OF COUNSEL AND REQUEST TO BE ADDED TO THE MAILING LIST <u>SUMMARY:</u> Order signed by Judge Ballinger on December 26, 2002. IT IS ORDERED substituting L. Anthony Fines of Snell & Welmer L.L.P. as counsel of record for Gila Valley Irrigation District in place of L. Anthony Fines of Fines & Oden, P.L.C. IT IS FURTHER ORDERED that all future pleadings or copies of pleadings directed to Gila Valley Irrigation District shall be mailed directly to L. Anthony Fines, Snell & Wilmer L.L.P. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2
3027	01-10-2003	ORDER APPROVING SUBSTITUTION OF COUNSEL FOR METROPOLITAN DOMESTIC WATER IMPROVEMENT DISTRICT <u>SUMMARY:</u> IT IS ORDERED substituting Michael F. McNulty of Lewis and Roca LLP as counsel of record for Metropolitan Domestic Water Improvement District in place of Michael R. McNulty of Brown & Bain, P.A. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
3028	01-10-2003	GILA RIVER INDIAN COMMUNITY'S MOTION FOR EXPEDITED CONSIDERATION OF ITS MOTION TO PRIORITIZE THE DEPARTMENT OF WATER RESOURCES HYDROGRAPHIC SURVEY REPORT OF THE GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The Gila River Indian Community moves the Court for expedited consideration of its Motion to Prioritize the Arizona Department of Water Resources Hydrographic Survey Report for the Gila River Indian Reservation. <u>CLAIMANT NO:</u> 93-11-54-78, et al. <u>PAGES:</u> 3
3029	01-10-2003	GILA RIVER INDIAN COMMUNITY'S MOTION TO PRIORTITIZE THE ARIZONA DEPARTMENT OF WATER RESOURCES HYDROGRAPHIC SURVEY REPORT FOR THE GILA RIVER INDIAN RESERVATION <u>SUMMARY:</u> The Gila River Indian Community moves the Court to determine the priority of the Arizona Department of Water Resources Hydrographic Survey Report for the Gila River Indian Reservation. <u>CLAIMANT NO:</u> 39-11-54-78, et al. <u>PAGES:</u> 9

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3030	01-13-2003	REPORT OF THE SPECIAL MASTER <u>SUMMARY</u> : The Special Master files a report of his pending contested cases and other activities for discussion at the January 22, 2003, status conference. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 8
3031	01-17-2003	REQUEST TO REMOVE NAME FROM COURT-APPROVED MAILING LIST <u>SUMMARY</u> : Steptoe & Johnson LLP respectfully requests to be removed from the Court-approved mailing as it no longer represents a party to this adjudication. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
3032	01-24-2003	SPECIAL MASTER'S REPORT ON ISSUES OF BROAD LEGAL IMPORTANCE REGARDING SUPPLEMENTAL CONTESTED CASE HYDROGRAPHIC SURVEY REPORTS FILED IN THE SAN PEDRO RIVER WATERSHED <u>SUMMARY</u> : The Special Master submits a report to the Superior Court under Rule 53, Ariz. R. Civ. P., and Section 12.04, Rules for Proceedings Before the Special Master, which contains recommended determinations for two designated issues of broad legal importance. Objections to this report must be filed with the Superior Court on or before February 21, 2003. Responses to the objections shall be filed by March 21, 2003, and replies shall be filed by April 11, 2003. The hearing on any objections will be held at a time and place to be set by the Superior Court. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 35
3033	01-29-2003	GILA RIVER INDIAN COMMUNITY'S NOTICE OF FILING AMENDED WATER RIGHTS CLAIMS FOR THE GILA RIVER INDIAN RESERVATION AND SUBMISSION OF INFORMATION AND DOCUMENTS IN SUPPORT OF THE WATER RIGHTS CLAIMS TO THE ARIZONA DEPARTMENT OF WATER RESOURCES <u>SUMMARY</u> : The Gila River Indian Community submits its Notice of Filing Amended Water Rights Claims for the Gila River Indian Reservation and Submission of Information and Documents in Support of the Water Rights Claims to the Arizona Department of Water Resources. <u>CLAIMANT NO</u> : 39-11-54-78, et al. <u>PAGES</u> : 3
3034	01-30-2003	ORDER <u>SUMMARY</u> : Order Signed by Judge Ballinger on January 17, 2003. IT IS ORDERED removing Steptoe & Johnson LLP from the Court-approved mailing list. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3

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Doc. No	File Date	Document Description
3035	02-03-2003	REQUEST TO BE ADDED TO THE GILA RIVER ADJUDICATION STEERING COMMITTEE <u>SUMMARY:</u> Arizona Public Service Company, Roosevelt Water Conservation District and Phelps Dodge Corporation request that the Court issue an order confirming the addition of Cynthia M. Chandley, representing Phelps Dodge Corporation, and L. William Staudenmaier, representing Arizona Public Service Corporation and Roosevelt Water Conservation District, as members of the Gila River Adjudication Steering Committee in substitution for Michael J. Brophy. <u>CLAIMANT NO:</u> 39-34900, et al. <u>PAGES:</u> 3
3036	02-13-2003	ORDER OF APPOINTMENT AND SUBSTITUTION ON THE GILA RIVER ADJUDICATION STEERING COMMITTEE <u>SUMMARY:</u> Order signed by Judge Ballinger on February 4, 2003. IT IS ORDERED that Cynthia M. Chandley, representing Phelps Dodge Corporation, and L. William Staudenmaier, representing Arizona Public Service Company and Roosevelt Water Conservation District, shall be added to the Gila River Adjudication Steering Committee. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
3037	02-20-2003	MINUTE ENTRY <u>SUMMARY:</u> The Gila River Indian Community wishes to become a member of the Steering Committee. The court has been addressed on various issues related to the implementation of the De Minimus Order in the San Pedro River Watershed. Proposed procedures for the summary adjudication of <i>de minimus</i> water rights and implementation of the Court's order adopting Special Master Thorson's report has been offered to be submitted. The Kyle Report in the Little Colorado River Adjudication is expected in March with a final report to be released this summer. Bill Sullivan and Bill Staudemaier address the Court as to the need for a subflow methodology before determining federal reserved water rights. A discussion is held re: Federal reserved rights in State trust lands. The State of Arizona has filed a motion in the Little Colorado River Adjudication, and discussion is held regarding the need to hear the motion at this time and the proper procedures for hearing such a motion in both adjudications. Pending motions of the San Carlos Apache Tribe re: the Department's implementation of statutes and full appropriation of the Gila River system are addressed. The pending application to approve the settlement agreement between the Roosevelt Water Conservation District and the Gila River Indian Community are discussed. The pending motions of the San Carlos Apache Tribe are discussed. The Court is addressed concerning the St. David Irrigation District and Pomerene Water User's Association cases and the need for a subflow methodology. The Court is addressed re: Tonto National Monument. The United States and the Department of Water Resources are discussing how to proceed regarding a possible resolution of the United States' water right claim and the Department's preparation of a technical report. The San Carlos Apache Reservation HSR and the priorities the Court should assign to the adjudication of Indian and non-Indian claims. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 5

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Doc. No	File Date	Document Description
3038	02-21-2003	<p>ORDER</p> <p>SUMMARY: Order signed by Judge Ballinger on February 20, 2003. Referral of Subflow Technical Report to the Special Master: IT IS ORDERED 1.the Special Master shall prepare a report to the Court setting forth his recommendations as to whether the Subflow Report should be adopted in whole or in part or modified. Implementation of the De Minimus Order In the San Pedro River Watershed: IT IS ORDERED that ADWR shall apply the standards announced in the Court's September 26, 2002, ruling to identify those claims it concludes are de minimus as part of its work in preparing and supplementing Hydrographic Suvey Reports ("HSRs") or rendering other technical assistance to the Court in this adjudication. Application For Special Proceedings To Approve An Indian Water Rights Settlement Stipulation: IT IS FURTHERORDERED, denying Roosevelt Water Conservation District's ("RWDC") request, without prejudice to it being renewed on or after June 1, 2004. Schedule for ADWR's Technical Work: IT IS FURTHER ORDERED, that ADWR shall give priority to the following projects in the order listed: (1) Completion of the subflow determinations, cone of depression tests, and determination of de minimus water rights in the San Pedro River Watershed. (2) Work related to the Fort Huachuca contested case in the Gila River Adjudication. (3) The Hopi Tribe HSR in the Little Colorado River Adjudication. (4) Completion of work needed to resolve the Show Low Lake contested case in the Little Colorado River Adjudication. (5) Work related to the PWR 107 contested case in the Gila River Adjudication. Briefing and Hearing of Legal Issues and Motions: IT IS FURTHER ORDERED, (A) The United States' request to determine as an issue of broad legal importance the standing of certain claimants and non-claimants in this adjudication is denied. (B) The Court shall consider whether to set a briefing schedule and oral argument on the State of Arizona's Motion for Partial Summary Judgment Establishing the Existence of Federal Reserved Water Rights for State Trust Lands at the first general hearing held in this adjudication during 2004. (C) With respect to its pending motions described above, counsel for the San Carlos Apache Tribe is directed to file, on or before March 28, 2003, either amendments to each motion or a statement that the motions are withdrawn. (D) All responses in opposition to, or in support of, the San Carlos Apache Tribe's pending or amended motions shall be filed and served on or before May 2, 2003. Any reply to the filed responses shall be filed and served on or before May 27, 2003. Materials filed shall be served on each party listed on the Court-approved mailing list and any other person or entity requesting service in writing. Upon receipt of the materials relating to the motion, the Court will determine if oral argument is needed and set a hearing date if appropriate. (E) Paragraph 12.B(4) of Pre-Trial Order No. 1 regarding conduct of this adjudication is amended to provide that completion of the Verde River Watershed HSR shall have second priority in the production of HSRs. Submissions of GRIC and the United States of Land and Water Use Planning Information for the Gila River Indian Reservation HSR: IT IS FURTHER ORDERED 1. granting the United States' request that materials supporting the land and water use planning disclosure that are to be filed with ADWR may be filed under seal. 2. Denying in all other respects GRIC's Motion to Prioritize ADWR's HSR for the Gila River Indian Reservation. Tonto National Monument: IT IS ORDERED, United States' request for an order directing expedited preparation of an HSR relating to the Tonto National Monument is denied. Gila Steering Committee: IT IS ORDERED 1. The Gila Steering Committee shall continue to operate in accordance with the directives set forth in Pre-Trial Order No. 1, including the procedures for notices of meetings set in Paragraph 9.B. 2. Any party who in the future wishes to be appointed to the Gila Steering Committee shall file a written request with the Court.</p>

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3038	02-21-2003	ORDER (Continued) <u>SUMMARY:</u> The Chair of the Steering shall advise the Court of the resignation of recommended replacement of any member of the committee. 3. Mr. Alfred S. Cox is removed, effective March 28 2003, from the Steering Committee unless the Court receives on or before March 28, 2003, his written request to remain a member of the Gila Steering Committee. 4. The Court appoints Mr. Rodney B. Lewis or his designee to the Gila Steering Committee as a representative of GRIC. Report from ADWR On Service of New Use Summonses: IT IS FURTHER ORDERED that ADWR shall file on or before May 30, 2003, a report describing the numbers of new use summonses mailed, served, not served, reasons for lack of service, and new use claims filed since ADWR began the latest service of new use summonses. The Court-Approved Mailing List: IT IS FURTHER ORDERED, all persons who wish to be included or remain listed on the Court-approved mailing list shall so notify the office of the Special Master in writing on or before March 28, 2003. The Special Master will prepare a revised mailing list and shall notify all parties on the current mailing list of the revisions. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 8
3039	03-13-2003	ORDER <u>SUMMARY:</u> The Court will have a courtesy visit with Mr. Herb Guenther, the new Director of the Arizona Department of Water Resources, on or after Wednesday, March 19, 2003, at 2:00p.m. The Court will not discuss the legal or technical merits of any claim, issue or matter. Special Master George A. Schade, Jr. will attend the meeting. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1
3040	03-24-2003	NOTICE OF INTENT TO REMAIN ON COURT-APPROVED MAILING LIST <u>SUMMARY:</u> The City of Safford, Paloma Ranch Investments, Inc., and Rio Rico Properties, Inc., request to remain on the court-approved mailing list. <u>CLAIMANT NO:</u> 39-u8-63161, et al. <u>PAGES:</u> 2
3041	03-24-2003	JOINT APPLICATION FOR ORDER APPROVING WITHDRAWAL OF COUNSEL AND APPROVING SUCCESSOR COUNSEL <u>SUMMARY:</u> Joint application by the law firms of Snell & Wilmer, L.L.P., and Bryan Cave, L.L.P. and DeConcini McDonald Yetwin & Lacy, P.C., for approval of the withdrawal of Snell & Wilmer, L.L.P., as counsel for BHP Copper Inc. and for approval of Bryan Cave, L.L.P., and DeConcini McDonald Yetwin & Lacy, P.C., as successor counsel. <u>CLAIMANT NO:</u> 39-11-0003142, et al. <u>PAGES:</u> 5
3042	03-26-2003	GILA RIVER INDIAN COMMUNITY'S REQUEST TO REMAIN ON THE COURT-APPROVED MAILING LIST <u>SUMMARY:</u> The Gila River Indian Community submits its request to remain on the Court-Approved Mailing List for all aspects of W-1Consolidated, The General Adjudication of All Rights to Use Water in the Gila River System and Source. <u>CLAIMANT NO:</u> 39-11-54-78, et al. <u>PAGES:</u> 2

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Doc. No	File Date	Document Description
3043	03-26-2003	SETTLEMENT ACCOUNTING FILED BY THE FORT McDOWELL YAVAPAI NATION <u>SUMMARY</u> : The Fort McDowell Yavapai Nation, formerly known as the Fort McDowell Indian Community, files an accounting pursuant to the Fort McDowell Water Settlement, Pub. L. 101-628, November 28, 1990. <u>CLAIMANT NO</u> : 39-05-50060, et al. <u>PAGES</u> : 3
3044	03-20-02	ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY</u> : The Special Master approves Application of Substitution. Mary P. Wade and Karen Nally are substituted as co-counsel of record for the City of Mesa in place of Neal J. Beets. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 1
3045	03-27-2003	CITY OF MESA'S APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY</u> : Application for Substitution of Counsel <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
3046	03-27-2003	APACHE TRIBES' AMENDMENTS TO PARTIAL MOTION FOR SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION <u>SUMMARY</u> : San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Amendments to their March 14, 1995, Motion for Partial Summary Judgment for Declaration of Full Appropriation in Gila River Stream Adjudication submitted in conformance with the Court's February 20, 2003, Minute Entry and Order. <u>CLAIMANT NO</u> : 39-07-12676, et al. <u>PAGES</u> : 12; Attachments: 13
3047	03-28-2003	APACHE TRIBES' AMENDMENTS TO MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§ 45-112, 45-203 et seq., 45-189 et seq., 45-1202 et seq., IN THIS ADJUDICATION <u>SUMMARY</u> : San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Amendments to the their March 31, 1995, Motion for Order Directing The Arizona Department of Water Resources to Implement Partial A.R.S. §§ 45-112, 45-203 et seq., 45-189 et seq., 45-1202 et seq., In This Adjudication, submitted in conformance with the Court's February 20, 2003, Minute Entry and Order. <u>CLAIMANT NO</u> : 39-07-12676, et al. <u>PAGES</u> : 4

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Doc. No	File Date	Document Description
3048	04-01-2003	SALT RIVER PROJECT'S LISTING OF ISSUES RAISED BY PARTIES RE: IMPLEMENTATION OF SUBFLOW DECISION <u>SUMMARY:</u> The Salt River Project submits a listing of the legal and technical issues raised by various parties with respect to implementation of the Arizona Supreme Court's decision on "subflow". <u>CLAIMANT NO:</u> 39-07-1040, et al. <u>PAGES:</u> 10
3049	04-02-2003	ORDER APPROVING REQUEST TO A WITHDRAW AS COUNSEL AND APPROVING SUCCESSOR COUNSEL <u>SUMMARY:</u> IT IS HEREBY ORDERED that law firm Snell & Wilmer, L.L.P., be and hereby is authorized to withdraw as counsel of record for BHP Copper Inc. (fkn Magma Copper Company) in these proceedings. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2
3050	04-02-2003	ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> Charles L. Cahoy is hereby substituted as counsel of record for the city of Mesa in the place of Mary Wade and Karen Nally. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 1
3051	04-07-2003	MOTION FOR SUBSTITUTION OF COUNSEL AND REQUEST TO BE ADDED TO THE MAILING LIST <u>SUMMARY:</u> Snell & Wilmer LLP moves to substitute for Fines & Oden, P.L.C., as one of the counsel of record for City of Sedona, Town of Jerome, Town of Clarkdale, City of Cottonwood and Town of Camp Verde (hereinafter the "Verde Valley Communities"). <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 3
3052	04-09-2003	RESPONSE TO SALT RIVER PROJECT'S LISTING OF ISSUES RE: IMPLEMENTATION OF SUBFLOW DECISION AND PROPOSAL FOR ADDRESSING ISSUES <u>SUMMARY:</u> The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, the Town of Clarkdale, the City of Cottonwood, and the Town of Camp Verde ("Verde Valley Communities"), respond to the Salt River Project's List of Issues Raised by Parties re Implementation of Subflow Decision and Make a Proposal for Addressing the Issues. <u>CLAIMANT NO:</u> 39-U862840, et al. <u>PAGES:</u> 14
3053	04-09-2003	ARIZONA PUBLIC SERVICE COMPANY AND PHELP'S DODGE CORPORATION'S RESPONSE TO SRP'S LISTING OF ISSUES RAISED BY PARTIES RE IMPLEMENTATION OF SUBFLOW DECISION <u>SUMMARY:</u> Arizona Public Service Company and Phelps Dodge Corporation submit their response to the pleading entitled "Salt River Project's Listing of Issues Raised by Parties Re: Implementation of Subflow Decision" dated April 1, 2003. <u>CLAIMANT NO:</u> 39-34900, et al. <u>PAGES:</u> 3

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Doc. No	File Date	Document Description
3054	04-15-2003	VERDE VALLEY WATER USERS, INC., RESPONSE TO THE SALT RIVER PROJECTS LISTING OF ISSUES REGARDING IMPLEMENTATION OF THE SUBFLOW DECISION AND PROPOSAL FOR ADDRESSING ISSUES <u>SUMMARY</u> : Ray Wrobley, Mary Margaret Kovacovich and John Kovacovich, as officers and directors of Verde Valley Water Users, Incorporated, an Arizona non-profit corporation, respond to the Salt River Projects list of issues regarding the implementation of the subflow decision. <u>CLAIMANT NO</u> : 39-05-55868, et al. <u>PAGES</u> : 3

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Doc. No	File Date	Document Description
3055	05-02-2003	<p>BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY, CORTARO-MARANA IRRIGATION DISTRICT; AND TOWN OF GILBERT'S COMBINED RESPONSE TO APACHE TRIBES' MOTIONS FOR: (A) DECLARATION OF FULL APPROPRIATION OF GILA RIVER SYSTEM; AND (B) FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§ 45-112, 45-203, <i>et seq.</i>, 45-189, <i>et seq.</i>, 45-1202, <i>et seq.</i></p> <p><u>SUMMARY</u>: Combined Response of Bella Vista Water Co., Inc., Pueblo Del Sol Water Company, Cortaro-Marana Irrigation District, and the Town of Gilbert to the San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nations' Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. §§ 45-112, 45-203, <i>et seq.</i>, 45-1202, <i>et seq.</i> and Motion for Summary Judgement for Declaration of Full Appropriation.</p> <p><u>CLAIMANT NO</u>: 39-1102739, et al.</p> <p><u>PAGES</u>: 7; Attachments: 5</p>
3056	05-02-2003	<p>ASARCO INCORPORATED'S AND TUCSON ELECTRIC POWER COMPANY'S RESPONSE TO APACHE TRIBES' SEPARATE STATEMENT OF UNDISPUTED FACTS DEEMED MATERIAL IN SUPPORT OF APACHE TRIBES' MOTION FOR PARTIAL SUMMARY JUDGEMENT, AND SEPARATE STATEMENT OF FACTS IN SUPPORT OF THEIR RESPONSE TO MOTION OF SAN CARLOS APACHE TRIBE, TONTO APACHE TRIBE AND YAVAPAI APACHE TRIBE, FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION</p> <p><u>SUMMARY</u>: ASARCO Incorporated and Tucson Electric Power Company respond to the Separate Statement of Undisputed Facts Deemed Material in Support of Apache Tribes' Motion for Partial Summary Judgement (April 14, 1995), and set forth their own separate statement of facts in support of their response to the Motion of San Carlos Apache Tribe, Tonto Apache Tribe and Yavapai Apache Tribe, for Partial Summary Judgment for Declaration of Full Appropriation in Gila River Stream Adjudication (March 28, 2003).</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 17</p>
3057	05-02-2003	<p>ASARCO INCORPORATED'S AND TUCSON ELECTRIC POWER COMPANY'S RESPONSE TO MOTION OF SAN CARLOS APACHE TRIBE, TONTO APACHE TRIBE AND YAVAPAI APACHE TRIBE, FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION</p> <p><u>SUMMARY</u>: ASARCO Incorporated and Tucson Electric Power Company respond in opposition to the Motion of San Carlos Apache Tribe, Tonto Apache Tribe and Yavapai Apache Tribe, for Partial Summary Judgement for Declaration of Full Appropriation in Gila River Stream Adjudication (April 14, 1995), as revised by Apache Tribes' Amendments to Partial Motion for Summary Judgment for Declaration of Full Appropriation in Gila River Stream Adjudication (March 28, 2003).</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 20</p>

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Doc. No	File Date	Document Description
3058	05-02-2003	<p>ASARCO INCORPORATED'S AND TUCSON ELECTRIC POWER COMPANY'S RESPONSE TO MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. § 45-112, § 45-203, <i>ET SEQ.</i>, § 45-189 <i>ET SEQ.</i>, § 45-1202 <i>ET SEQ.</i>, IN THIS ADJUDICATION (AS AMENDED MARCH 28, 2003)</p> <p><u>SUMMARY:</u> ASARCO Incorporated and Tucson Electric Power Company respond in opposition to the Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. § 45-112, § 45-203 <i>et seq.</i>, §45-189 <i>et seq.</i>, § 45-1202 <i>et seq.</i>, in This Adjudication (March 31, 1995), as amended by the Apache Tribes' Amendments to Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. §§ 45-112, 45-203 <i>et seq.</i>, 45-189 <i>et seq.</i>, 45-1202 <i>et seq.</i>, in This Adjudication (March 28, 2003).</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al.</p> <p><u>PAGES:</u> 5</p>
3059	05-02-2003	<p>GILA RIVER INDIAN COMMUNITY'S RESPONSE IN SUPPORT OF THE APACHE TRIBES' MARCH 28, 2003, AMENDMENTS TO MOTION FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER SYSTEM AND SOURCE AND THE APACHE TRIBES' APRIL 14, 1995, MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> Gila River Indian Community's Response in Support of the Apache Tribes' March 28, 2003, Amendments to Partial Motion Judgment for Declaration of Full appropriation in Gila River Stream Adjudication and the Apache Tribes' April 14, 1995, Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-11-54-78, et al.</p> <p><u>PAGES:</u> 9; Attachments: 2</p>
3060	05-02-2003	<p>GILA RIVER INDIAN COMMUNITY'S RESPONSE TO THE APACHE TRIBES' AMENDMENTS TO MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. SECTIONS 45-112, 45-203, <i>et. seq.</i>, 45-189 <i>et. seq.</i>, IN THIS ADJUDICATION</p> <p><u>SUMMARY:</u> Gila River Indian Community's Response to the Apache Tribes' Amendments to Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. Sections 45-112, 45-189 <i>et seq.</i>, 45-1202 <i>et seq.</i>, in this Adjudication.</p> <p><u>CLAIMANT NO:</u> 39-11-54-78, et al.</p> <p><u>PAGES:</u> 14</p>
3061	05-02-2003	<p>CITY OF PHOENIX' JOINT RESPONSE TO APACHE TRIBES' AMENDMENTS TO MOTIONS FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION AND FOR ORDER DIRECTING ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§ 45-112, 45-203 <i>ET SEQ.</i>, 45-189 <i>ET SEQ.</i>, 45-1202 <i>ET SEQ.</i></p> <p><u>SUMMARY:</u> Pursuant to the Court's Order dated February 20, 2003 the City of Phoenix files a Joint Response to the Apache Tribes' Amendments to Motion for Partial Summary Judgment for Declaration of Full Appropriation in the Gila River Stream Adjudication and Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. §§ 45-112, 45-203 <i>et seq.</i>, 45-189 <i>et seq.</i> and 45-1202 <i>et seq.</i> in this Adjudication.</p> <p><u>CLAIMANT NO:</u> 39-07-7927, et al.</p> <p><u>PAGES:</u> 5</p>

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3062	05-02-2003	AFFIDAVIT OF L. ANTHONY FINES IN ACCORDANCE WITH ARIZONA RULES OF CIVIL PROCEDURE 56(f) <u>SUMMARY</u> : Affidavit of L. Anthony Fines in Accordance with Ariz. R. Civ. P. 56(f). <u>CLAIMANT NO</u> : 39-U862840-62850, et al. <u>PAGES</u> : 5
3063	05-02-2003	RESPONSE TO THE APACHE TRIBES' MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§45-112, 45-203, 45-189, 45-122 IN THIS ADJUDICATION, AND AMENDMENTS THERETO <u>SUMMARY</u> : The Gila Valley Irrigation District, the Franklin Irrigation District, City of Sedona, Town of Jerome, Town of Clarkdale, City of Cottonwood, and Town of Camp Verde respond to the Apache Tribes' Motion for Order Directing ADWR to Implement Various Statutes. <u>CLAIMANT NO</u> : 39-U862840-62850, et al. <u>PAGES</u> : 9
3064	05-02-2003	RESPONSE TO APACHE TRIBES' MOTION FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER SYSTEM AND AMENDMENTS THERETO <u>SUMMARY</u> : The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, the Town of Clarkdale, the City of Cottonwood, and the Town of Camp Verde ("Verde Valley Communities"), respond to Apache Tribes' Motion for Partial Summary Judgment for Declaration of Full Appropriation in Gila River System and Amendments Thereto. <u>CLAIMANT NO</u> : 39-U862840-62850, et al. <u>PAGES</u> : 10
3065	05-02-2003	MOTION TO CONTINUE/ DENY WITHOUT PREJUDICE <u>SUMMARY</u> : The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, the Town of Clarkdale, the City of Cottonwood, and the Town of Camp Verde ("Verde Valley Communities"), Motion to Continue/ Deny Without Prejudice. <u>CLAIMANT NO</u> : 39-U862840-62850, et al. <u>PAGES</u> : 3
3066	05-02-2003	RESPONSE TO SEPARATE STATEMENT OF FACTS IN SUPPORT OF APACHE TRIBES' MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING FULL APPROPRIATION OF THE GILA RIVER <u>SUMMARY</u> : The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, the Town of Clarkdale, the City of Cottonwood, and the Town of Camp Verde ("Verde Valley Communities"), Response to Separate Statement of Facts in Support of Apache Tribes' Motion for Partial Summary Judgment Regarding Full Appropriation of the Gila River. <u>CLAIMANT NO</u> : 39-U862840-62850, et al. <u>PAGES</u> : 9

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Doc. No	File Date	Document Description
3067	05-02-2003	<p>ARIZONA PUBLIC SERVICE COMPANY'S AND PHELPS DODGE CORPORATION'S RESPONSE TO MOTION OF APACHE TRIBES FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION, AS AMENDED</p> <p>SUMMARY: Arizona Public Service Company ("APS") and Phelps Dodge Corporation ("Phelps Dodge") respond to the Motion of San Carlos Apache Tribe, Tonto Apache Tribe and Yavapai-Apache Nation, for Partial Summary Judgment for Declaration of Full Appropriation in Gila River Stream Adjudication, as Amended.</p> <p>CLAIMANT NO: 39-34900, et al.</p> <p>PAGES: 16</p>
3068	05-02-2003	<p>ARIZONA PUBLIC SERVICE COMPANY'S AND PHELPS DODGE CORPORATION'S RESPONSE TO APACHE TRIBES' MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§45-112, 45-203 et seq., 45-189 et seq., 45-189 et seq., 45-1202 et seq., AS AMENDED</p> <p>SUMMARY: Arizona Public Service Company ("APS") and Phelps Dodge Corporation ("Phelps Dodge") respond to the Motion of San Carlos Apache Tribe, Tonto Apache Tribe and Yavapai-Apache Nation, for Order directing the Arizona Department of Water Resources to implement A.R.S. §§ 45-112, 45-203 et seq., 45-189 et seq., 45-1202 et seq., as amended.</p> <p>CLAIMANT NO: 39-34900, et al.</p> <p>PAGES: 9</p>
3069	05-02-2003	<p>ARIZONA PUBLIC SERVICE COMPANY'S AND PHELPS DODGE CORPORATION'S STATEMENT OF FACTS IN RESPONSE TO MOTION OF APACHE TRIBES FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION, AS AMENDED</p> <p>SUMMARY: Arizona Public Service Company and Phelps Dodge Corporation state facts and attach evidence in support of their response to the Motion of San Carlos Apache Tribe, Tonto Apache Tribe and Yavapai Apache Tribe, for Partial Summary Judgment for Declaration of Full Appropriation in Gila River Stream Adjudication, as Amended.</p> <p>CLAIMANT NO: 39-34900, et al.</p> <p>PAGES: 7; Attachments: 138</p>
3070	05-02-2003	<p>CITIES' RESPONSE TO APACHE TRIBES' AMENDED PARTIAL MOTION FOR SUMMARY JUDGMENT FOR DECLARATION OF FULL APROPRIATION IN GILA RIVER STREAM ADJUDICATION</p> <p>SUMMARY: The Cities of Chandler, Glendale, Mesa and Scottsdale ("Cities") submit their Response to Apache Tribes' Amendments to Partial Motion for Summary Judgment for Declaration of Full Appropriation in Gila River Stream Adjudication filed April 14, 1995.</p> <p>CLAIMANT NO: 39-L8-37521, et al.</p> <p>PAGES: 16</p>

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Doc. No	File Date	Document Description
3071	05-02-2003	<p>CITIES' CONSOLIDATED CONTROVERTING STATEMENT OF FACTS AND SEPARATE STATEMENT OF FACTS IN OPPOSITION TO APACHE TRIBES' PARTIAL MOTION FOR SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION</p> <p><u>SUMMARY:</u> The Cities' of Chandler, Glendale, Mesa and Scottsdale ("Cities") submit their Consolidated Controverting Statement of Facts and Separate Statement of Facts in opposition to the Apache Tribes' Partial Motion for Summary Judgment of Declaration of Full Appropriation in Gila River Stream Adjudication.</p> <p><u>CLAIMANT NO:</u> 39-L8-37521, et al.</p> <p><u>PAGES:</u> 12; Attachments: 68</p>
3072	05-02-2003	<p>RESPONSE TO APACHE TRIBES' MOTION FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION</p> <p><u>SUMMARY:</u> Response of BHP Copper Inc. to Apache Tribes' Motion for Partial Summary Judgment for Declaration of full appropriation in accordance with the Court's February 20, 2003, Minute Entry and Order.</p> <p><u>CLAIMANT NO:</u> 39-11-0003142, et al.</p> <p><u>PAGES:</u> 4</p>
3073	05-02-2003	<p>RESPONSE TO APACHE TRIBES' MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§ 45-112, 45-203, et seq., IN THIS ADJUDICATION</p> <p><u>SUMMARY:</u> The City of Safford, Paloma Irrigation and Drainage District and Rio Rico Properties, Inc., file their response Apache Tribes' motion for order directing the Arizona Department of Water Resources to implement A.R.S. §§ 45-112, 45-203 <i>et. seq.</i>, 45-189 <i>et. seq.</i> in this adjudication.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161, et al.</p> <p><u>PAGES:</u> 7</p>
3074	05-02-2003	<p>RESPONSE TO APACHE TRIBES' AMENDMENTS TO PARTIAL MOTION FOR SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION</p> <p><u>SUMMARY:</u> The City of Safford, Paloma Irrigation and Drainage District and Rio Rico Properties, Inc., file their response to Apache Tribes' amendments to partial motion for summary judgment for declaration of full appropriation Gila River Stream Adjudication.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161, et al.</p> <p><u>PAGES:</u> 10</p>
3075	05-02-2003	<p>RESPONSE TO SEPARATE STATEMENT OF UNDISPUTED FACTS DEEMED MATERIAL IN SUPPORT OF APACHE TRIBES' MOTION FOR PARTIAL SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> The City of Safford, Paloma Irrigation and Drainage District and Rio Rico properties, Inc., file their response to separate statement of undisputed facts deemed material in support of Apache Tribes' motion for partial summary judgment.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161, et al.</p> <p><u>PAGES:</u> 7</p>

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3076	05-02-2003	MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED substituting Snell & Wilmer L.L.P. in as one of the counsel for the Verde Valley Communities in the place of Fines & Oden, P.L.C. and to be placed on the mailing list for such parties. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 1
3077	05-05-2003	ARIZONA DEPARTMENT OF WATER RESOURCES' COMMENTS CONCERNING APACHE TRIBES' AMENDED MOTION FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN THE GILA RIVER STREAM ADJUDICATION, AND RELATED ORDERS AGAINST THE DEPARTMENT <u>SUMMARY:</u> The Arizona Department of Water Resources (Department) hereby files comments concerning the Apache Tribes' amended motion for partial summary judgment for declaration of full appropriation in the Gila River stream adjudication, and for related orders against the Department. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 12
3078	05-05-2003	ARIZONA DEPARTMENT OF WATER RESOURCES' COMMENTS CONCERNING APACHE TRIBES' AMENDED MOTION FOR AN ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT CERTAIN PROVISIONS OF TITLE 45 <u>SUMMARY:</u> The Arizona Department of Water Resources (Department) hereby files comments concerning the Apache Tribes' amended motion for an order directing the Department to implement certain provisions of Title 45. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 15
3079	05-05-2003	NOTICE OF LODGING AND CERTIFICATE OF SERVICE <u>SUMMARY:</u> The Office of the Special Master lodges a Notice of Filing of the <i>Arizona General Stream Adjudication Bulletin</i> , January-April 2003 (online) issue. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 1; Attachment: 17
3080	05-05-2003	SALT RIVER PROJECT'S RESPONSE TO APACHE TRIBES' AMENDED MOTION FOR ORDER DIRECTING ADWR TO TAKE CERTAIN ACTIONS <u>SUMMARY:</u> The Salt River Project submits its response to the March 28, 2003 amendments filed by the Apache Tribes to their March 31, 1995 motion for an order directing the Arizona Department of Water Resources to implement various provisions of the Arizona Revised Statutes in this Adjudication. <u>CLAIMANT NO:</u> 39-07-1040, et al. <u>PAGES:</u> 3

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3081	05-05-2003	SALT RIVER PROJECT'S RESPONSE TO APACHE TRIBES' AMENDED MOTION FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION AND SALT RIVER PROJECT'S CROSS MOTION FOR PARTIAL SUMMARY JUDGMENT RE: SAME <u>SUMMARY</u> : THE Salt River Project submits its response to the March 28, 2003 amendments filed by the Apache Tribes to their March 14, 1995 motion for a declaration of full appropriation, and SRP also submits its own cross-motion of the full appropriation issue. <u>CLAIMANT NO</u> : 39-07-1040, et al. <u>PAGES</u> : 10
3082	05-07-2003	NOTICE REGARDING GILA COURT-APPROVED MAILING LIST <u>SUMMARY</u> : The Special Master informs claimants and parties of the revised Gila River Adjudication Court-Approved Mailing List dated May 6, 2003. <u>CLAIMANT NO</u> : Not Applicable <u>PAGES</u> : 2; Attachments: 4
3083	05-07-2003	GILA RIVER INDIAN COMMUNITY'S NOTICE OF ERRATA TO THE RESPONSE IN SUPPORT OF THE APACHE TRIBES' MARCH 28, 2003, AMENDMENTS TO MOTION FOR PARTIAL SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER SYSTEM AND SOURCE AND THE APACHE TRIBES' APRIL 14, 1995, MOTION FOR SUMMARY JUDGMENT <u>SUMMARY</u> : NOTICE IS HEREBY GIVEN that the Gila River Indian Community files this Notice of Errata to the Gila River Indian Community's Response in Support of the Apache Tribes' March 28, 2003, Amendments to Motion for Partial Summary Judgment for Declaration of Full Appropriation in Gila River System and Source and the Apache Tribes' April 14, 1995, Motion for Summary Judgment. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2; Attachments: 2
3084	05-16-2003	APACHE TRIBE'S NOTICE OF INTENT TO FILE RESPONSE PURSUANT TO PRE-TRIAL ORDER NO. 1 TO UPPER VALLEY IRRIGATION DISTRICTS' AND VERDE VALLEY COMMUNITIES' MOTION TO CONTINUE/DENY WITHOUT PREJUDICE APACHE TRIBES' MOTION OF PARTIAL SUMMARY JUDGMENT RE FULL APPROPRIATION <u>SUMMARY</u> : San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Notice of Intent to File Response Pursuant to Pre-Trial Order No. 1 to Upper Valley Irrigation Districts' and Verde Valley Communities' Motion to Continue/ Deny Without Prejudice Apache Tribes' Motion for Partial Summary Judgement Re Full Appropriation. <u>CLAIMANT NO</u> : 39-07-12676, et al. <u>PAGES</u> : 3
3085	05-21-2003	SUBSTITUTION OF COUNSEL AND REQUEST TO BE ADDED TO THE MAILING LIST <u>SUMMARY</u> : The Cities of Chandler, Glendale, Mesa and Scottsdale ("Cities") substitute William H. Anger of Engleman Berger, P.C. as their co-counsel of record and requests that he be placed on the court-approved mailing list. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2

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Doc. No	File Date	Document Description
3086	05-23-2003	MOTION TO STRIKE AND RESPONSE TO CROSS-MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts") and the City of Sedona, the Town of Jerome, the Town of Clarkdale, the City of Cottonwood, and the Town of Camp Verde ("Verde Valley Communities") Move to Strike and Respond to SRP's Cross-Motion for Summary Judgment. <u>CLAIMANT NO:</u> 39-U8-62840, et al. <u>PAGES:</u> 5
3087	05-23-2003	GILA RIVER INDIAN COMMUNITY'S RESPONSE IN PARTIAL SUPPORT OF SALT RIVER PROJECT'S CROSS-MOTION FOR PARTIAL SUMMARY JUDGEMENT RE DECLARATION OF FULL APPROPRIATION <u>SUMMARY:</u> The Gila River Indian Community files its Response in Partial Support of The Salt River Project's Cross-Motion for Partial Summary Judgment Re Declaration of Full Appropriation. <u>CLAIMANT NO:</u> 39-11-54-78, et al. <u>PAGES:</u> 18
3088	05-27-2003	NOTICE OF APPEARANCE <u>SUMMARY:</u> Notice of Appearance of Michael J. Pearce on behalf of Central Arizona Water Conservation District. <u>CLAIMANT NO:</u> 39-L8-30989 and 39-L8-30991 <u>PAGES:</u> 2
3089	05-27-2003	CENTRAL ARIZONA WATER CONSERVATION DISTRICT'S PARTIAL JOINDER IN SALT RIVER PROJECT'S CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT <u>SUMMARY:</u> Central Arizona Water Conservation District's Partial Joinder in Salt River Project's Cross-Motion for Partial Summary Judgment. <u>CLAIMANT NO:</u> 39-L8-30989 and 39-L8-30991 <u>PAGES:</u> 5
3090	05-27-2003	CONSOLIDATED REPLY TO GILA RIVER INDIAN COMMUNITY AND RESPONSE TO SALT RIVER PROJECT'S CROSS-MOTION <u>SUMMARY:</u> The City of Safford, Paloma Irrigation and Drainage District and Rio Rico Properties, Inc. file their consolidated reply to various parties and respond to SRP's cross-motion. <u>CLAIMANT NO:</u> 39-U8-63161, et al. <u>PAGES:</u> 12
3091	05-27-2003	APACHE TRIBES' MOTION TO EXCEED PAGE LIMITATION <u>SUMMARY:</u> San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Motion to exceed Page Limitation. <u>CLAIMANT NO:</u> 39-07-12676, et al. <u>PAGES:</u> 2

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3092	05-27-2003	<p>APACHE TRIBES' CONSOLIDATED REPLY TO PARTIES' RESPONSES AND ARIZONA DEPARTMENT OF WATER RESOURCES COMMENTS TO APACHE TRIBES' PARTIAL MOTION FOR SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION IN GILA RIVER STREAM ADJUDICATION AND AMENDMENTS THERETO</p> <p><u>SUMMARY</u>: San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Consolidated Reply to Parties' Responses and Arizona Department of Water Resources Comments to Apache tribes Motion for Partial Summary Judgment for Declaration of Full Appropriation in Gila Giver Stream Adjudication and March 28, 2003, Amendment thereto.</p> <p><u>CLAIMANT NO</u>: 39-07-12676, et al.</p> <p><u>PAGES</u>: 18</p>
3093	05-27-2003	<p>APACHE TRIBES' CONSOLIDATED REPLY TO PARTIES' RESPONSES AND ARIZONA DEPARTMENT OF WATER RESOURCES COMMENTS TO APACHE TRIBES' MOTION FOR ORDER DIRECTING THE ARIZONA DEPARTMENT OF WATER RESOURCES TO IMPLEMENT A.R.S. §§ 45-112, 45-203 <i>et seq.</i>, 45-189 <i>et seq.</i>, 45-1202 <i>et seq.</i>, AND AMENDMENTS THERETO</p> <p><u>SUMMARY</u>: San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Consolidated Reply to Parties' Responses and Arizona Department of Water Resources Comments to Apache Tribes Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. §§ 45-112, 45-203 <i>et seq.</i>, 45-189 <i>et seq.</i>, 45-1202 <i>et seq.</i>, and amendments thereto.</p> <p><u>CLAIMANT NO</u>: 39-07-12676, et al.</p> <p><u>PAGES</u>: 9</p>
3094	05-30-2003	<p>ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT CONCERNING SERVICE OF NEW USE SUMMONS</p> <p><u>SUMMARY</u>: The Arizona Department of Water Resources hereby files a report concerning service of new use summons in the Gila River adjudication and the Little Colorado River adjudication.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 6</p>

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3095	06-05-2003	ARIZONA PUBLIC SERVICE COMPANY'S AND PHELPS DODGE COPORATION'S RESPONSE TO SALT RIVER PROJECT'S CROSS MOTION FOR PARTIAL SUMMARY JUDGMENT <u>SUMMARY</u> : Arizona Public Service Company and Phelps Dodge Corporation respond to Salt River Project's Cross-Motion for Partial Summary Judgment. <u>CLAIMANT NO</u> : 39-34900, et al. <u>PAGES</u> : 5
3096	06-06-2003	ORDER APPROVING SUBSTITUTION OF COUNSEL FOR CITIES OF CHANDLER, GLENDALE, MESA AND SCOTTSDALE <u>SUMMARY</u> : IT IS HEREBY ORDERED substituting William H. Anger of Engelman Berger, P.C. as co-counsel of record for Cities of Chandler, Glendale, Mesa and Scottsdale in place of William H. Anger and Paul G. Ulrich & Anger, P.C. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1; Attachment: 1
3097	06-06-2003	ORDER GRANTING LEAVE TO EXCEED PAGE LIMITATION <u>SUMMARY</u> : Upon Motion by the San Carlos Apache Tribe, the Tonto Apache Tribe, and the Yavapai-Apache Nation, (the "Apache Tribes"), and good cause appearing, IT IS HEREBY ORDERED that the Apache Tribes are granted leave to exceed the page limitation impose by Paragraph F of Pre-trial Order No. 1. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
3098	06-06-2003	NOTICE OF ERRATA <u>SUMMARY</u> : City of Sedona, Town of Jerome, Town of Clarkdale, City of Cottonwood, and Town of Comp Verde ("Verde Valley Communities"), correct claim numbers that were used from previous pleadings. <u>CLAIMANT NO</u> : 39-49632, et al. <u>PAGES</u> : 3
3099	06-03-2003	SALT RIVER PROJECT'S RESPONSE TO MOTION TO STRIKE CROSS-MOTION FOR SUMMARY JUDGMENT <u>SUMMARY</u> : The Salt River Project submits its response to the May 23, 2003 motion by the Gila Valley and Franklin Irrigation Districts and the "Verde Valley Communities" to strike SRP's May 5, 2003 cross-motion for summary judgment regarding a declaration of full appropriation on the Gila River System. <u>CLAIMANT NO</u> : 39-07-1040, et al. <u>PAGES</u> : 10
3100	06-05-2003	REQUEST TO REMOVE NAME FROM COURT-APPROVED MAILING LIST <u>SUMMARY</u> : Richard N. Morrison of the firm Salmon Lewis & Weldon, PLC respectfully requests to be removed from the Court-approved mailing list as his client, HRS Farms, LLP no longer owns property for which a Statement of Claimant has been filed in the Adjudication. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2

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3101	06-05-2003	SUPPLEMENTAL BRIEFING PURSUANT TO ORDER SETTING BRIEFING SCHEDULE AND HEARING <u>SUMMARY</u> : The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, the Town of Clarkdale, and the City of Cottonwood ("Verde Valley Communities"), supplement their briefing pursuant to Special Master's Order dated April 25, 2003. <u>CLAIMANT NO</u> : 39-U862840, et al. <u>PAGES</u> : 8
3102	06-06-2003	CITY OF TUCSON'S BRIEF REGARDING "PRE-ADJUDICATION" SUBFLOW CONDITIONS <u>SUMMARY</u> : The City of Tucson's brief regarding whether ADWR should consider "pre-development" subflow conditions. <u>CLAIMANT NO</u> : 39-09-72680, et al. <u>PAGES</u> : 6
3103	06-09-2003	APACHE TRIBES' RESPONSE TO UPPER VALLEY IRRIGATION DISTRICTS' AND VERDE VALLEY COMMUNITIES' MOTION TO CONTINUE/DENY WITHOUT PREJUDICE AND OBJECTION TO AFFIDAVIT OF COUNSEL <u>SUMMARY</u> : San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation's Response to Upper Valley Irrigation Districts' and Verde Valley Communities' Motion to Continue/Deny Without Prejudice and Objection to Affidavit of Counsel. <u>CLAIMANT NO</u> : 39-07-12676, et al. <u>PAGES</u> : 5
3104	06-11-2003	CITIES' RESPONSE TO SALT RIVER PROJECT'S CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT <u>SUMMARY</u> : The Cities of Chandler, Glendale, Mesa and Scottsdale ("Cities") respond to Salt River Project's ("SRP") Cross-Motion for Partial Summary Judgment <u>CLAIMANT NO</u> : 39-L8-37521, et al. <u>PAGES</u> : 2
3105	06-12-2003	SALT RIVER PROJECT'S REPLY IN SUPPORT OF ITS CROSS-MOTION FOR SUMMARY JUDGMENT FOR DECLARATION OF FULL APPROPRIATION <u>SUMMARY</u> : The Salt River Project submits its reply in support of its May 5, 2003 cross-motion for summary judgment regarding a declaration of full appropriation on the Gila River System. <u>CLAIMANT NO</u> : 39-07-1040, et al. <u>PAGES</u> : 3
3106	06-13-2003	ORDER <u>SUMMARY</u> : The Special Master requests a status report from the United States and comments from persons who have been identified as potential parties in a contested case. The report is due on or before August 29, 2003 , and comments from other persons are due on or before October 3, 2003 . <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3; ATT: 3

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3107	06-25-2003	ORDER REMOVING RICHARD N. MORRISON OF THE FIRM SALMON, LEWIS AND WELDON, PLC FROM COURT-APPROVED MAILING LIST <u>SUMMARY</u> : IT IS HEREBY ORDERED removing Richard N. Morrison of the firm Salmon, Lewis and Weldon, PLC from the Court-approved mailing list. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
3108	06-27-2003	VERDE VALLEY WATER USERS, INCORPORATED REBUTTAL DECLARATION <u>SUMMARY</u> : Ray Wrobley, Mary Margaret Kovacovich and John Kovacovich, as officers and directors of Verde Valley Water Users, Incorporated, an Arizona non-profit corporation, through undersigned counsel, files the attached Rebuttal Declaration of Philip C. Briggs. <u>CLAIMANT NO</u> : 39-05-55868; et al. <u>PAGES</u> : 22
3109	05-02-2003	CITIES' RESPONSE TO APACHE TRIBES' MOTION FOR ORDER DIRECTING THE ARIZONA DEPTMENT OF WATER RESOURCES TO IMPOLEMENT A.R.S. §§45-112, 45-203, et seq., 45-1202 et seq. IN THIS ADJUDICATION <u>SUMMARY</u> : The cities of Chandler, Glendale, Mesa and Scottsdale ("Cities") submit their Response to Apache Tribes' Amendments Motion for Order Directing the Arizona Department of Water Resources to Implement A.R.S. §§45-112, 45-203, et seq., 45-189 et seq., 45-1202 et seq., in this Adjudication. <u>CLAIMANT NO</u> : 39-L8-37521, et al. <u>PAGES</u> : 7
3110	06-27-2003	CITY OF TUCSON'S FILING OF AFFIDAVIT TO REBUT SWORN DECLARATIONS OF JUNE 17, 2002 <u>SUMMARY</u> : The Affidavit of the City of Tucson's Chief Hydrologist, Ralph P. Marra, Jr., filed to rebut certain sworn declarations of June 17, 2002. <u>CLAIMANT NO</u> : 39-09-72680 and 39-09-72681 <u>PAGES</u> : 4

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3111	06-27-2003	NOTICE OF FILING REBUTTAL REPORT <u>SUMMARY:</u> The Gila Valley Irrigation District and the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, the Town of Clarkdale, and the City of Cottonwood (collectively "Verde Valley Communities"), and the Maricopa-Stanfield Irrigation and Drainage District and the Central Arizona Irrigation and Drainage District (collectively "Central Valley Irrigation Districts") file a rebuttal report pursuant to the Special Master's Order dated April 25, 2003. <u>CLAIMANT NO:</u> 39-U862840, et al. <u>PAGES:</u> 2
3112	06-30-2003	REBUTTAL REPORT ON SUBFLOW <u>SUMMARY:</u> Rebuttal Report on Subflow prepared for the Gila River Indian Community Office of Water Rights by Gookin Engineers, LTD. The report addresses questions set forth by the Special Master of the W1 Court. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u>
3113	06-30-2003	REBUTTAL TO TECHNICAL REVIEW COMMENTS SUBMITTED JUNE, 2002 ON ADWR'S MARCH, 2002 SUBFLOW TECHNICAL REPORT <u>SUMMARY:</u> Rebuttal to technical review comments submitted June, 2002 on ADWR's March , 2002 subflow. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 64
3114	07-03-2003	OPPOSITION TO GILA RIVER INDIAN COMMUNITY'S RESPONSE IN PARTIAL SUPPORT OF SALT RIVER PROJECT'S CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT RE DECLARATION OF FULL APPROPRIATION <u>SUMMARY:</u> The Gila Valley Irrigation District, the Franklin Irrigation District (collectively, the "upper Valley Irrigation Districts"), and the City of Sedona, the Town of Jerome, The Town of Clarkdale, and the City of Cottonwood ("Verde Valley Communities"), oppose and move to strike GRIC's Response in partial support of SRP's Cross-Motion for Partial Summary Judgment Re Declaration of Full Appropriation of May 23, 2003. <u>CLAIMANT NO:</u> 39-U862840, et al. <u>PAGES:</u> 10
3115	07-04-2003	SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> The City of Sierra Vista hereby substitutes Stuart L. Fauver as its counsel of record and requests that he be placed on the court-approved mailing list. <u>CLAIMANT NO:</u> 39-1488, et al. <u>PAGES:</u> 2
3116	07-04-2003	DECLARATION OF OLIVER S. PAGE <u>SUMMARY:</u> Oliver S. Page has submitted a declaration containing credentials and job experiences. Exhibit A Re: The Subflow Delineation San Pedro River Basin, Arizona is attached to the declaration. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 15

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Doc. No	File Date	Document Description
3117	07-16-2003	RESPONSE TO SUPPLEMENTAL BRIEFS ON SUBFLOW ISSUES <u>SUMMARY:</u> The Gila Valley Irrigation District and the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"); the City of Casa Grande; and the City of Sedona, the Town of Jerome, the Stanfield Irrigation and Drainage District and the Central Arizona Irrigation and Drainage District (collectively "Central Valley Irrigation Districts"), respond to supplemental briefs on subflow issues pursuant to the Special Master's Order Dated April 25, 2003. <u>CLAIMANT NO:</u> 39-U862840, et al. <u>PAGES:</u> 6
3118	07-23-2003	ORDER SUBSTITUTING COUNSEL <u>SUMMARY:</u> IT IS ORDERED substituting Stuart L. Fauver as counsel of record for the City of Sierra Vista in place and stead of James L. Conlogue. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1